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1 [Settlement Of Claims]

2 APPROVING THE SETTLEMENT OF UNLITIGATED CLAIMS OF JOSHUA K. CLAYTON
3 AND DAVID STODDARD LAMBERTSON FOR THE OWNERSHIP OF THE PROPERTY
4 FRONTING 529 AND 525 HICKORY STREET, ACCEPTING QUITCLAIM DEEDS FROM
5 THE CLAIMANTS, AND GRANTING EASEMENTS TO THE CLAIMANTS.
6

7 Be it ordained by the People of the City and County of San Francisco:
8

9 Section 1. The City Attorney is hereby authorized to settle the claims of Joshua K.
10 Clayton and David Stoddard Lambertson (the "Claimants") to ownership of portions of the
11 public right-of-way adjacent to 529 and 525 Hickory Street (the "property"). Under the
12 settlement agreement, the City will accept from the Claimants quitclaim deeds conveying to
13 the City their interests in the property. The City shall then convey an easement to each of the
14 Claimants to use the property adjacent to their properties until such events occur as set forth
15 in the Grant of Easement.

16 Section 2. In accordance with the recommendation of the Director of the Department
17 of Public Works, and the Director of Property, the Board of Supervisors hereby authorizes the
18 Director of Property to accept the quitclaim deeds.

19 Section 3. The Board of Supervisors hereby further authorizes the Director of Property
20 to execute the grants of easement on behalf of the City and County of San Francisco, and to
21 convey the City's interests according to the terms of the settlement agreements, copies of
22 which are on file with the Clerk of the Board of Supervisors in File No. 990248.
23
24
25

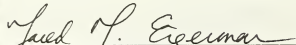
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APR 22 1999

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1 APPROVED AS TO FORM AND
2 RECOMMENDED:

3 LOUISE H. RENNE
4 City Attorney

5 

6 JARED J. EIGERMAN
7 Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF REAL ESTATE



ANTHONY J. DELUCCHI
Director of Property

DEPARTMENT OF PUBLIC WORKS



MARK A. PRIMEAU
Director of the Department of Public Works



City and County of San Francisco

CITY HALL
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990248

Date Passed:

Ordinance approving the settlement of unlitigated claim of Joshua K. Clayton and David Stoddard Lambertson for the ownership of the property fronting 529 and 525 Hickory Street, accepting quitclaim deeds from the claimants, and granting easements to the claimants.

March 8, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Absent: 2 - Teng, Yee

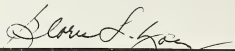
March 15, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

File No. 990248

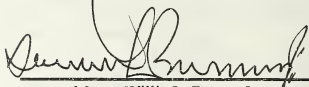
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 15, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

MAR 26 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990331

ORDINANCE NO. 52-99

RO#98080

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF AMERICAN-ARAB ANTI-DISCRIMINATION COMMITTEE, ET AL., AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR \$47,500.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled

"American-Arab Anti-Discrimination Committee, et al., v. City and County of San Francisco, et al., United States District Court, Central District of California No. 93-6358-RAP, by the payment of \$47,500.

APPROVED AS TO FORM AND
RECOMMENDED:

LOUISE H. RENNE
City Attorney

Donna Hoyle FOR
PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:

Edward Harrington
EDWARD HARRINGTON
Controller

RECOMMENDED:

SAN FRANCISCO POLICE DEPARTMENT

Alm Welch for
FRED LAU
Chief of Police

APPROVED:
POLICE COMMISSION

[Signature]
Secretary

1G-AGF-AAA 38-00-00
385036 05311 \$47,500.00

Supervisor Kaufman

AUDIT & GOVERNMENT EFFICIENCY COMMITTEE
BOARD OF SUPERVISORS

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APR 22 1999

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990331

Date Passed:

Ordinance authorizing settlement of litigation of American-Arab Anti-Discrimination Committee, et al., against the City and County of San Francisco by payment of \$47,500.

March 8, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki

Absent: 2 - Teng, Yee

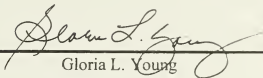
March 15, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

File No. 990331

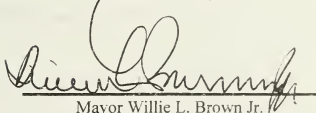
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 15, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

MAR 26 1999

Date Approved



Mayor Willie L. Brown Jr.

[Underground District]

CREATING UNDERGROUND DISTRICT NO. 345 ON LINCOLN WAY FROM 8TH
AVENUE TO 26TH AVENUE.

NOTE: This entire Section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. In accordance with the provisions of Section 901, et seq. of Article 18,
Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of
Supervisors does hereby create the following underground district:

Underground District No. 345

(Lincoln Way East)

District covering Lincoln Way from 8th Avenue to 26th Avenue.

Section 2. The undergrounding of facilities within this underground district is in the
general public interest in that said action will eliminate a heavy concentration of overhead wires
on a major thrufare adjacent to Golden Gate Park.

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APR 22 1999

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Supervisor Bierman

1 Section 3. All work in connection with the undergrounding of facilities lying within this
2 underground district and subject to the laws with reference to underground districts is to be
3 completed in accordance with the Department of Public Works' program; provided, however,
4 that said work shall be commenced at such time or according to such priority as the Department
5 of Public Works has established.

6 Section 4. The Board hereby requests that the utility companies providing the
7 undergrounding of facilities within this underground district pay for up to 100 feet of each
8 underground service lateral occasioned by the undergrounding.

9
10 APPROVED AS TO FORM:

11 LOUISE H. RENNE
12 City Attorney

13
14 by: Justine A. Boyajian
15 Deputy City Attorney

APPROVED:

Mark A. Primeau
16 Mark A. Primeau, AIA
17 Director of Public Works

18 RECOMMENDED:

19 Harlan L. Kelly, Jr.
20 Harlan L. Kelly, Jr.
21 Deputy Director of Engineering
22 and City Engineer

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24
25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990332

Date Passed:

Ordinance creating Underground District No. 345 on Lincoln Way from Eighth Avenue to 26th Avenue.

March 8, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 1 - Teng

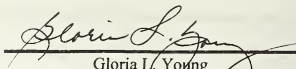
March 15, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

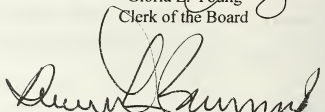
File No. 990332

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 15, 1999
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

MAR 26 1999

Date Approved


Mayor Willie L. Brown Jr.

[Underground District]

CREATING UNDERGROUND DISTRICT NO. 346 ON TARAVAL STREET FROM 19TH AVENUE TO LOWER GREAT HIGHWAY.

NOTE: This entire Section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. In accordance with the provisions of Section 901, et seq. of Article 18, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground district:

Underground District No. 346

(Taraval Street)

District covering Taraval Street from 19th Avenue to Lower Great Highway.

Section 2. The undergrounding of facilities within this underground district is in the general public interest in that said action will eliminate a heavy concentration of overhead wires on a major thrufare.

DOCUMENTS DEPT.

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Supervisor Bierman

BOARD OF SUPERVISORS

1 Section 3. All work in connection with the undergrounding of facilities lying within this
2 underground district and subject to the laws with reference to underground districts is to be
3 completed in accordance with the Department of Public Works' program; provided, however,
4 that said work shall be commenced at such time or according to such priority as the Department
5 of Public Works has established.

6 Section 4. The Board hereby requests that the utility companies providing the
7 undergrounding of facilities within this underground district pay for up to 100 feet of each
8 underground service lateral occasioned by the undergrounding.

9
10 APPROVED AS TO FORM:

11 LOUISE H. RENNE
12 City Attorney

13
14 by:

Justin D. Boyojian
Deputy City Attorney

APPROVED:

Mark A. Primeau
Mark A. Primeau, AIA
Director of Public Works

16
17 RECOMMENDED:

18 *Harlan L. Kelly, Jr.*
19 Harlan L. Kelly, Jr.
20 Deputy Director of Engineering
21 and City Engineer

22 J:\Underground\Taraval\TaravalLeg.doc
23
24
25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990333

Date Passed:

Ordinance creating Underground District No. 346 on Taraval Street from 19th Avenue to Lower Great Highway.

March 8, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Yaki, Yee

Absent: 1 - Teng

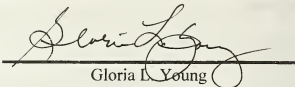
March 15, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

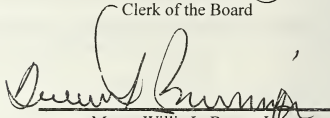
File No. 990333

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 15, 1999
by the Board of Supervisors of the City and
County of San Francisco.


Gloria D. Young
Clerk of the Board

MAR 26 1999

Date Approved


Mayor Willie L. Brown Jr.

[Zoning -- Liquor Establishments]

AMENDING PART II, CHAPTER II, OF THE SAN FRANCISCO MUNICIPAL CODE (PLANNING CODE) BY AMENDING SECTION 249.5 THEREOF, TO PROHIBIT ESTABLISHMENTS SELLING ALCOHOLIC BEVERAGES FOR CONSUMPTION OFF OF THE PREMISES, SUBJECT TO SPECIFIED EXCEPTIONS, AND ESTABLISHING GOOD NEIGHBOR POLICIES FOR ALL ESTABLISHMENTS SELLING ALCOHOLIC BEVERAGES, IN THE NORTH OF MARKET RESIDENTIAL SPECIAL USE DISTRICT, AND MAKING A DETERMINATION OF CONSISTENCY WITH THE PRIORITY POLICIES OF PLANNING CODE SECTION 101.1.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings.

(1) The North of Market Residential Special Use District, established pursuant to Planning Code Section 249.5 ("North of Market SUD"), containing approximately 28 blocks, is bounded generally by Post Street on the north, Polk Street on the west, Golden Gate Avenue on the south, and Taylor Street on the east.

(2) The North of Market SUD has an inordinately large number of establishments dispensing alcoholic beverages for both on-site and off-site consumption.

(3) Based on recent California Department of Alcoholic Beverage Control data, the North of Market SUD is an area in which there currently exists an undue concentration of alcoholic beverage licenses, pursuant to California Business and Professions Code, Sections 23958.4(a)(2) and 23958.4(a)(3). There exist 74 off-sale retail licenses within the four census tracts within the North of Market SUD, for a ratio of one off-sale license per 327 inhabitants.

DOCUMENTS DEPT.

SUPERVISOR YEE
BOARD OF SUPERVISORS

APR 22 1999

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1 This far exceeds the ratio of off-sale licenses to the population in the City and County of San
2 Francisco as a whole.

3 In addition there exist 169 on-sale retail licenses within the four census tracts within the
4 North of Market SUD, for a ratio of one on-sale license per 143 inhabitants. This exceeds the
5 ratio of on-sale licenses to the population in the City and County of San Francisco as a whole.

6 (4) The existence of this inordinate number of liquor establishments contributes
7 directly to numerous peace, health, safety and general welfare problems in the North of
8 Market SUD, including loitering, littering, drug trafficking, prostitution, public drunkenness,
9 defacement and damaging of structures, pedestrian obstructions, as well as traffic circulation,
10 parking and noise problems on public streets and neighborhood lots.

11 (5) Based on recent San Francisco Police Department and State Department of
12 Alcoholic Beverage Control data, the North of Market SUD is an area in which there currently
13 exists an undue concentration of alcoholic beverage licenses, pursuant to the California
14 Business and Professions Code, Section 23958.4(a)(1). The average number of reported
15 crimes within each of the ten crime-reporting districts that make up the North of Market SUD
16 equals 1587, as compared to an average of 213 reported crimes per crime-reporting district
17 within the City and County of San Francisco.

18 (6) The criminal and anti-social activity associated with many of the establishments
19 selling alcoholic beverages in the North of Market SUD creates serious impacts on the public
20 health, safety and welfare, including fear for the safety of children, elderly residents and
21 visitors to the area, deterioration of the neighborhood, and concomitant devaluation of
22 property and destruction of community values and quality of life. Such adverse impacts also
23 discourage more desirable and needed commercial uses in the area.

24 ///

25 ///

(7) The proliferation of establishments selling alcoholic beverages in this area has had, and will continue to have, detrimental impacts on the area in the absence of legislation limiting and controlling such uses.

Section 2. Article 2 of the San Francisco Planning Code is hereby amended by amending Section 249.5, to read as follows:

SEC. 249.5. NORTH OF MARKET RESIDENTIAL SPECIAL USE DISTRICT. (a)

General. A special use district entitled the "North of Market Residential Special Use District," which includes RC-4 and P Use Districts, the boundaries of which are shown on Sectional Map No. 1SU^b of the Zoning Map, is hereby established for the purposes set forth below.

(b) Purposes. In order to protect and enhance important housing resources in an area near downtown, conserve and upgrade existing low and moderate income housing stock, preserve buildings of architectural and historic importance and preserve the existing scale of development, maintain sunlight in public spaces, encourage new infill housing at a compatible density, limit the development of tourist hotels and other commercial uses that could adversely impact the residential nature of the area, and limit the number of commercial establishments which are not intended primarily for customers who are residents of the area, the following controls are imposed in the North of Market Residential Special Use District.

(c) Controls. The following zoning controls are applicable in the North of Market Residential Special Use District. Certain controls are set forth in other Sections of this Code and are referenced herein.

(1) Conditional Use Criteria. In making determinations on applications for conditional use authorizations required for uses located within the North of Market Residential

///

1 Special Use District, the City Planning Commission shall consider the purposes as set forth in
2 Subsection (b) above, in addition to the criteria of Section 303(c) of this Code.

3 (2) Notwithstanding the provisions of Section 209.8 of this Code, commercial
4 establishments shall be limited to the ground floor and the first basement floor, except that
5 such establishments may be permitted on the second story as a conditional use if authorized
6 pursuant to Section 303 and Section 249.5(c)(1) of this Code.

7 (3) Garment shops that meet the qualifications set forth in Section 236(a) may be
8 permitted on the ground floor and first basement floor as a conditional use if authorized
9 pursuant to Section 303 and Section 249.5(c)(1) of this Code.

10 (4) A hotel, inn, hostel or motel is not permitted.

11 (5) In the portion of the area designated as Subarea No. 1 of the North of Market
12 Residential Special Use District, as shown on Section Map 1SU^b of the Zoning Map, the
13 density ratio shall be one dwelling unit for each 125 square feet of lot area; in Subarea No. 2,
14 as shown on Section Map 1SU^b of the Zoning Map, the density ratio shall be one dwelling unit
15 for each 200 feet of lot area. The double density provisions of Section 209.1(m) shall not
16 result in greater density than that permitted in an RC-4 District.

17 (6) Off-street parking requirements may be modified by the City Planning
18 Commission, as provided in Section 161(h) of this Code.

19 (7) A bulk district "T" shall apply pursuant to the provisions of Section 270, Table
20 270 of this Code.

21 (8) Special exceptions to the 80-foot base height limit in height and bulk districts 80-
22 120-T and 80- 130-T may be granted pursuant to the provisions of Section 263.7 of this Code.

23 (9) Building setbacks are required in this district pursuant to Section 132.2;
24 provisions for exceptions are also set forth in Section 132.2 of this Code.

25 ///

(10) Exceptions to the rear yard requirements for an RC-4 District may be granted pursuant to Section 134(f) of this Code.

(11) Awnings, canopies and marquees, as defined in Sections 790.20, 790.26 and 790.58 of this Code, and further regulated by the Building Code and Sections 249.5(c)(12), 136.2 and 607.4 of this Code are permitted.

(12) Signs located in the RC-4 portion of this district shall be regulated as provided in Section 607.4 of this Code.

(13) All provisions of the City Planning Code applicable in an RC-4 Use District shall apply within that portion of the district zoned RC-4, except as specifically provided above. All provisions of the City Planning Code applicable in a P Use District shall apply within that portion of the district zoned P, except as specifically provided above.

(14) All demolitions of buildings containing residential units shall be permitted only if authorized as a conditional use under Section 303 of this Code, unless the Superintendent of the Bureau of Building Inspection or the Chief of the Bureau of Fire Prevention and Public Safety determines that the building is unsafe or dangerous and that demolition is the only feasible means to secure the public safety. When considering whether to grant a conditional use permit for the demolition, in lieu of the criteria set forth in City Planning Code Section 303(c), consideration shall be given to the purposes of the North of Market Residential Special Use District set forth in Section 249.5(b), above, to the adverse impact on the public health, safety and general welfare due to the loss of existing housing stock in the district and to any unreasonable hardship to the applicant if the permit is denied. Demolition of residential hotel units shall also comply with the provisions of the Residential Hotel Ordinance.

(d) Liquor Establishments. In addition to all other applicable controls set forth in this Code, Liquor Establishments in the North of Market Residential Special Use District shall be subject to the controls set forth in this Section.

1 (1) No Off-Sale Liquor Establishments shall be permitted in the North of Market
2 Residential Special Use District.

3 (2) An Off-Sale Liquor Establishment lawfully existing in the North of Market
4 Residential Special Use District and selling alcoholic beverages as licensed by the State of
5 California prior to the effective date of this legislation may continue operation only under the
6 following conditions, as provided by California Business and Professions Code Section 23790:

7 (A) The premises shall retain the same type of retail liquor license within a license
8 classification; and

9 (B) The licensed premises shall be operated continuously without substantial
10 change in mode or character of operation.

11 (3) The prohibition on Off-Sale Liquor Establishments shall not be interpreted to
12 prohibit the following, provided that the type of California liquor license does not change, the
13 location of the establishment does not change, and the square footage used for the display
14 and sale of alcoholic beverages does not increase:

15 (A) A change in ownership of an Off-Sale Liquor Establishment or an owner-to-
16 owner transfer of a California liquor license; or

17 (B) Re-establishment, restoration or repair of an existing Off-Sale Liquor
18 Establishment on the same lot after total or partial destruction or damage due to fire, riot,
19 insurrection, toxic accident or act of God; or

20 (C) Temporary closure of an existing Off-Sale Liquor Establishment for not more
21 than ninety (90) days for repair, renovation or remodeling.

22 (4) The prohibition on Off-Sale Liquor Establishments shall not be interpreted to
23 prohibit the following:

24 (A) Temporary uses, as described in Planning Code Section 205.1; or

25 ///

SUPERVISOR YEE
BOARD OF SUPERVISORS

1 (B) Establishment of an Off-Sale Liquor Establishment if application for such Off-
2 Sale Liquor Establishment is on file with the California Department of Alcoholic Beverage
3 Control prior to the effective date of this legislation; or

4 (C) Re-location of an existing Off-Sale Liquor Establishment in the North of Market
5 Residential Special Use District to another location within the North of Market Residential
6 Special Use District with conditional use authorization from the City Planning Commission,
7 provided that (i) the type of California liquor license does not change, (ii) the square footage
8 used for the display and sale of alcoholic beverages does not increase, and (iii) the original
9 premises shall not be occupied by an Off-Sale Liquor Establishment, unless by another Off-
10 Sale Liquor Establishment that is also relocating from within the North of Market Residential
11 Special Use District. Any such conditional use authorization shall include a requirement that
12 the establishment comply with the "Good Neighbor Policies" set forth in Subsection (d)(6)
13 below; or

14 (D) A change in liquor license from a Type 21 (Off-Sale General) to a Type 20 (Off-
15 Sale Beer and Wine), provided that the square footage used for the display and sale of
16 alcoholic beverages does not increase.

17 (5) The prohibition on Off-Sale Liquor Establishments shall be interpreted to prohibit
18 the transfer of any California Alcoholic Beverage Control Board off-sale liquor license from a
19 location outside of the North of Market Residential Special Use District to a location within the
20 North of Market Residential Special Use District, or the issuance of any original California
21 Alcoholic Beverage Control Board off-sale liquor license for a location within the North of
22 Market Residential Special Use District.

23 (6) The following "Good Neighbor Policies" shall apply to all Liquor Establishments
24 in the North of Market Residential Special Use District in order to maintain the safety and
25 cleanliness of the premises and vicinity:

1 (A) Employees of the establishment shall walk a 100-foot radius from the premises
2 some time between 30 minutes after closing time and 8:00 a.m. the following morning, and
3 shall pick up and dispose of any discarded beverage containers and other trash left by
4 patrons;

5 (B) The establishment shall provide outside lighting in a manner sufficient to
6 illuminate street and sidewalk areas and adjacent parking, as appropriate to maintain security,
7 without disturbing area residences;

8 (C) No alcoholic beverages shall be consumed on any outdoor property adjacent to
9 the establishment and which is under the control of the establishment, excepting those areas
10 of the property that are enclosed and not visible from the sidewalk, are intended for patron
11 services, are supervised by the establishment, and are not located adjacent to any sidewalk
12 areas;

13 (D) No more than 33 percent of the square footage of the windows and clear doors
14 of the establishment shall bear advertising or signage of any sort, and all advertising and
15 signage shall be placed and maintained in a manner that ensures that law enforcement
16 personnel have a clear and unobstructed view of the interior of the premises, including the
17 area in which the cash registers are maintained, from the exterior public sidewalk or entrance
18 to the premises. This requirement shall not apply to premises where there are no windows, or
19 where existing windows are located at a height that precludes a view of the interior of the
20 premises to a person standing outside the premises;

21 (E) No person under the age of 21 shall sell or package alcoholic beverages;

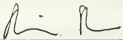
22 (F) Employees of the establishment shall regularly police the area under the control
23 of the establishment in an effort to prevent the loitering of persons about the premises; and

24 (G) The establishment shall promptly remove any graffiti from the exterior of the
25 premises.

1 APPROVED AS TO FORM:

2 LOUISE H. RENNE, City Attorney

3
4 By:


5 Miriam L. Stomblor
6 Deputy City Attorney
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SUPERVISOR YEE
BOARD OF SUPERVISORS



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Plaza
San Francisco, CA 94102-4689

File Number: 982065

Date Passed:

Ordinance amending Planning Code Section 249.5 thereof, to prohibit establishments selling alcoholic beverages for consumption off of the premises, subject to specified exceptions, and establishing good neighbor policies for all establishments selling alcoholic beverages, in the North of Market Residential Special Use District, and making a determination of consistency with the priority policies of Planning Code Section 101.1.

March 15, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

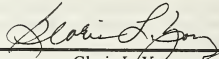
Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

March 22, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 982065

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 22, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR - 2 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990246
(Government Funding)

ORDINANCE NO. 56-99
RO#98070
SA#18

\$89,967

1 APPROPRIATING AND CERTIFYING ~~\$87,267~~ FOR A CAPITAL IMPROVEMENT PROJECT
2 (ASBURY WATER STORAGE TANK) TO COVER 10% OVERAGE AS PER CHARTER SECTION
3 7.203, PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN, DEPARTMENT
4 OF PUBLIC WORKS FOR FISCAL YEAR 1998-99.

5 Be it ordained by the people of the City and County of San Francisco:

6 **Section 1.** Funds are hereby appropriated for FY 1998-1999 as follows:

7 <u>Department</u> <u>and Number</u>	8 <u>Source of Funds and</u> <u>Purpose of Appropriation</u>	9 <u>Debit</u>	10 <u>Amount</u>	11 <u>Credit</u>
--	---	----------------	------------------	------------------

12 <u>Fund</u>	13 <u>Department</u>	14 <u>Program</u>		
15 3C-FPS-86A	16 DPWENPC	17 BAW		
18 Fire Protection	19 DPW-Planning & Control Sec.	20 City Capital Project		
21 System Imprv't. Fd.				

22 <u>Project</u>	23			
24 CFCFP6-PR04	25 1315m-AWSS Water Storage			
	26 Tank Repair			

27 067-06700	28 Bldgs., Structures, & Imprv't.	29 \$89,967	30 \$89,967	
31 (DPWEAFPS0190)	32 Project-Budget	33 ~~\$87,267~~	34 ~~\$87,267~~	

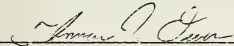
35 Total

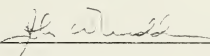
36 \$89,967	37 \$89,967
38 ~~\$87,267~~	39 ~~\$87,267~~

40 **Section 2.** Although the City has incurred no legal obligation under the Charter, the
41 Board of Supervisors does hereby appropriate the funds necessary for
42 the obligation and does hereby ratify the action previously taken.

43 APPROVED AS TO FORM:
44 LOUISE H. RENNE, CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

45 BY: 
46 DEPUTY CITY ATTORNEY

BY: 

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APR 22 1999

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PUBLIC LIBRARY



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990246

Date Passed:

Ordinance appropriating and certifying \$89,967, Department of Public Works, for a capital improvement project (Ashbury water storage tank) to cover ten percent (10%) overage as per Charter Section 7.203, providing for ratification of action previously taken, for fiscal year 1998-1999.

March 15, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

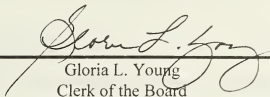
Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

March 22, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990246

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 22, 1999
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR - 2 1999

Date Approved


Mayor Willie L. Brown Jr.

1 (Weight Restriction)

2 ADDING SECTIONS 28.1.99 THROUGH 28.1.104 TO THE SAN FRANCISCO TRAFFIC
3 CODE, ESTABLISHING A WEIGHT RESTRICTION ON VARIOUS STREETS.

4 Note: These sections are entirely new

5 Be it ordained by the people of the City and County of San Francisco:

6 Section 1. Article 3 of the San Francisco Traffic Code is hereby amended by adding
7 Sections 28.1.99 through 28.1.104 thereto to read as follows:

8 **SEC. 28.1.99.** Cayuga Avenue, between Geneva and Foote Avenues.

9 **SEC. 28.1.100.** Delano Avenue, between Geneva and Ottawa Avenues.

10 **SEC. 28.1.101.** Foote Avenue, between Alemany Boulevard and San Jose Avenue.

11 **SEC. 28.1.102.** Mount Vernon Avenue, between Alemany Boulevard and San Jose Avenue

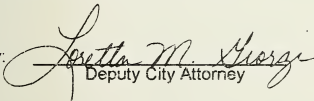
12 **SEC. 28.1.103.** Niagara Avenue, between Alemany Boulevard and San Jose Avenue

13 **SEC. 28.1.104.** Ottawa Avenue, between Alemany Boulevard and Ortega Avenue.

6 APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

DOCUMENTS DEPT.

APR 22 1999

By: 
Deputy City Attorney

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PUBLIC LIBRARY

1 RECOMMENDED:

2 
3 Stuart R. Sunshine, Executive Director
4 Department of Parking and Traffic



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990264

Date Passed:

Ordinance amending Traffic Code by adding Sections 28.1.99 through 28.1.104, establishing a weight restriction on various streets.

March 15, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 6 - Ammiano, Brown, Leno, Newsom, Teng, Yee

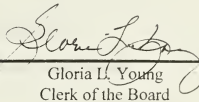
Absent: 5 - Becerril, Bierman, Katz, Kaufman, Yaki

March 22, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom,
Teng, Yaki, Yee

File No. 990264

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 22, 1999
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR - 2 1999

Date Approved


Mayor Willie L. Brown Jr.

FILE NO. 990243
(Government Funding)

ORDINANCE NO. 58-99
RO#98074
SA#21

APPROPRIATING \$118,932 OF FEDERAL AND STATE PUBLIC ASSISTANCE TO FUND THE NON CUSTODIAL PARENT (NCP) PROJECT THAT PROVIDES EMPLOYMENT AND TRAINING SERVICES TO UNEMPLOYED NON CUSTODIAL PARENTS WHOSE CHILDREN ARE RECIPIENTS OF PUBLIC ASSISTANCE, FOR THE CREATION OF ONE (1) POSITION FOR THE DISTRICT ATTORNEY FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

<u>Department and Number</u>	<u>Source of Funds and Purpose of Appropriation</u>	<u>Debit</u>	<u>Amount</u>	<u>Credit</u>
------------------------------	---	--------------	---------------	---------------

<u>Fund</u> 1G-AGF-AAA General Fund-	<u>Department</u> DAT02 Family Support	<u>Program</u> CAF Family Support Program		
--	--	---	--	--

Funding Sources

400-40199 (045012)	Other Federal Public Assistance Administration Program	\$78,495	
450-45299 (045012)	Other State Public Assistance Program	\$40,437	

Funding Uses

091-0932R (xxxxxxxxxx)	Operating Transfer Out to 2S-PPF-FRC-Public Protection Federal-Recurring Grant		\$118,932
	Total 1G-AGF-AAA	\$118,932	\$118,932

<u>Fund</u> 2S-PPF-FRC Public Protection Federal-Rec. Grant	<u>Department</u> DAT02 District Attorney-Family Support	<u>Program</u> CAT Family Support Program
--	--	---

Funding Source:

910-9301G (xxxxxxxxxxx)	Operating Transfer In from 1G-AGF-AAA	\$118,932
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Funding Uses

<u>Grant No:</u> PDANCP	NCP Pilot Program
----------------------------	-------------------

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Department and Number	Source of Funds and Purpose of Appropriation	Debit	Amount Credit
1 '001-00101 2 (045020)	Permanent Salary-Misc.		\$30,083
3 013-01900 4 (045020)	Fringe Benefits		\$7,551
5 021-02700 6 (045020)	Professional Services		\$30,000
7 081-081SS 8 (045020)	Services of Other Department- Social Services		\$51,298
	Total 2S-PPF-FRC	<u>\$118,932</u>	<u>\$118,932</u>

Section 2.

Funds are appropriated for the creation of One (1) position by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 990244) as follows:

Class No.	Classification Title	Rate	Number Position Created
13 Program: CAF-Family Support Program 14 Index Code: 045012; Sub-Object: 001-00101			
15 <u>8159 N</u>	Family Support Investigator III	1918B2332	1

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: B. H. W.

DEPUTY CITY ATTORNEY

BY: J. W. W.

DEPARTMENT OF HUMAN RESOURCES

BY: Andrea R. Gourdine

ANDREA GOURDINE, DIRECTOR

n:\excl\app\04521



City and County of San Francisco

Tails Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990243

Date Passed:

Ordinance appropriating \$118,932, District Attorney, of Federal and State Public Assistance to fund the Non Custodial Parent (NCP) Project that provides employment and training services to unemployed non custodial parents whose children are recipients of public assistance, for the creation of one (1) position for fiscal year 1998-1999.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

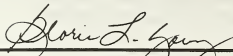
Absent: 1 - Brown

File No. 990243

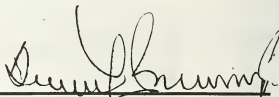
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.

APR - 9 1999

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Willie L. Brown Jr.

FILE NO. 990244

ORDINANCE NO. 59-99

PUBLIC EMPLOYMENT SAL. ORD. AMEND. NO. 9
AMENDING ORDINANCE NO. 243-98 (ANNUAL SALARY ORDINANCE, 1998/99) REFLECTING
THE CREATION OF ONE POSITION IN THE DISTRICT ATTORNEY'S OFFICE.
Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 243-98 (Annual Salary
Ordinance, 1998/99) are hereby amended so that the same shall read as follows:

Department: DAT District Attorney
Program: CAF Family Support Program
Sub-Fund: 1G AGF FAM District Attorney-Family Support

<u>Amendment</u>	<u>No.</u> <u>Pos.</u>	<u>Class and</u> <u>Item No.</u>	<u>Compensation</u> <u>Schedule</u>
		<u>L</u>	
1.00 Added	1.00	8159-N Family Support Investigator III.....SC	\$1918B2332

DOCUMENTS DEPT.

MAY 20 1999

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APPROVED AS TO CLASSIFICATION:
DEPARTMENT OF HUMAN RESOURCES

Andrea R. Gaudine
HUMAN RESOURCES DIRECTOR

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: BH
DEPUTY CITY ATTORNEY

NO. 9



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990244

Date Passed:

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), reflecting the creation of one position (Class 8159 Family Support Investigator III), in the District Attorney's Office.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

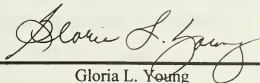
March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

File No. 990244

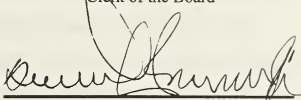
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR - 9 1999

Date Approved



Mayor Willie L. Brown Jr.

[Compensation]

IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE III.E OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE INTERNATIONAL ASSOCIATION OF BRIDGE, STRUCTURAL ORNAMENTAL, REINFORCED IRON WORKERS, RIGGERS AND MACHINERY MOVERS, LOCAL 377 AND THE CITY AND COUNTY OF SAN FRANCISCO, PROVIDING FOR ADDITIONAL COMPENSATION FOR PORT EMPLOYEES OF THE MAINTENANCE DEPARTMENT IN CLASSIFICATION 9346 FUSION WELDER, WHO ARE ASSIGNED TO WORK IN WATCH-STANDING, MAINTENANCE AND/OR REPAIR OF CONTAINER CRANES FOR ALL HOURS ACTUALLY WORKED ON CRANES AT THE CRANE SITE, EFFECTIVE JULY 1, 1999 THROUGH THE REMAINING TERM OF THE MEMORANDUM OF UNDERSTANDING.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of the amendment to the Memorandum of Understanding between the International Association of Bridge, Structural Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers and the City and County of San Francisco, providing for additional compensation for Port employees of the Maintenance Department in Classification 9346 Fusion Welder, who are assigned to work in watch-standing, maintenance and/or repair of container cranes for all hours actually worked on cranes at the crane site, effective July 1, 1999 through the remaining term of the Memorandum of Understanding. The amended provisions so implemented are on file in the office of the Board of Supervisors.

DOCUMENTS DEPT.

MAY 20 1999

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PUBLIC LIBRARY

1 APPROVED AS TO FORM:

2 LOUISE H. RENNE, City Attorney

3
4
5 By:

Michele Modena
6 Michele Modena
7 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990281

Date Passed:

Ordinance implementing the provisions of an amendment to Article 111.E of the Memorandum of Understanding between the International Association of Bridge, Structural Ornamental, Reinforced Iron Workers, Riggers and Machinery Movers, Local 377 and the City and County of San Francisco, providing for additional compensation for Port employees of the Maintenance Department in Classification 9346 Fusion Welder, who are assigned to work in watch-standing, maintenance and/or repair of container cranes for all hours actually worked in cranes at the crane site, effective July 1, 1999 through the remaining term of the Memorandum of Understanding.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

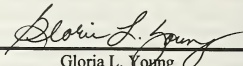
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee
Absent: 1 - Brown

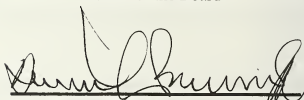
File No. 990281

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR - 9 1999

Date Approved


Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO THE MEMORANDUM OF
3 UNDERSTANDING BETWEEN THE INTERNATIONAL FEDERATION OF PROFESSIONAL
4 AND TECHNICAL ENGINEERS, LOCAL 21, AFL-CIO, AND THE CITY AND COUNTY OF
5 SAN FRANCISCO TO PROVIDE A 6.25% INTERNAL ADJUSTMENT FOR CLASS 9395,
6 ASSISTANT RENTAL MANAGER FOR THE TIME PERIOD BEGINNING JULY 1, 1999.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of the
9 amendment to the Memorandum of Understanding between the International Federation of
10 Professional and Technical Engineers, Local 21, AFL-CIO, and the City and County of San
11 Francisco to provide a 6.25% internal adjustment for Class 9395, Assistant Rental Manager
12 for the time period beginning July 1, 1999. The provisions so implemented are on file in the
13 office of the Board of Supervisors.

14
15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17
18
19 By:

Michele Modena
Michele Modena
Deputy City Attorney

DOCUMENTS DEPT.

MAY 20 1999

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990282

Date Passed:

Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO, and the City and County of San Francisco to provide a 6.25% internal adjustment for Class 9395, Assistant Rental Manager for the time period beginning July 1, 1999.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

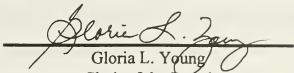
Absent: 1 - Brown

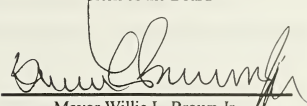
File No. 990282

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.

APR - 9 1999

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.



1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO THE MEMORANDUM OF
3 UNDERSTANDING BETWEEN THE INTERNATIONAL FEDERATION OF PROFESSIONAL
4 AND TECHNICAL ENGINEERS, LOCAL 21, AFL-CIO AND THE CITY AND COUNTY OF
5 SAN FRANCISCO TO ADD APPENDIX B, ENTITLED SCHEDULES OF COMPENSATION,
6 FOR INFORMATIONAL PURPOSES, AND TO ADD APPENDIX D, ENTITLED CIVIL
7 SERVICE PROVISIONS; GLOSSARY, PURSUANT TO SECTION VI.C OF THE
8 MEMORANDUM OF UNDERSTANDING, WHICH PROVIDES FOR MODIFICATIONS BY
9 MUTUAL CONSENT OF THE PARTIES.

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. The Board of Supervisors hereby implements the provisions of the
12 amendment to the Memorandum of Understanding between the International Federation of
13 Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San
14 Francisco to add Appendix B, entitled Schedules of Compensation, for informational
15 purposes, and to add Appendix D, entitled Civil Service Provisions; Glossary, pursuant to
16 Section VI.C of the Memorandum of Understanding, which provides for modifications by
17 mutual consent of the parties. The amended provisions so implemented are on file in the
18 office of the Board of Supervisors.

19
20 APPROVED AS TO FORM:

21 LOUISE H. RENNE, City Attorney

22
23
24 By:

Michele Modena
25 MICHELE MODENA
Deputy City Attorney

DOCUMENTS DEPT.

MAY 20 1999

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PUBLIC LIBRARY



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990371

Date Passed:

Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the International Federation of Professional and Technical Engineers, Local 21, AFL-CIO and the City and County of San Francisco to add Appendix B, entitled Schedules of Compensation, for informational purposes, and to add Appendix D, entitled Civil Service Provisions; Glossary, pursuant to Section VI.C of the Memorandum of Understanding, which provides for modifications by mutual consent of the parties.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

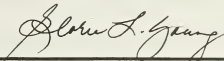
March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

File No. 990371

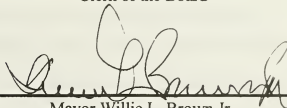
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR - 9 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [COMPENSATION]

2 IMPLEMENTING AN AGREEMENT ADJUSTING THE COMPENSATION OF CERTAIN
3 CLASSIFICATIONS PURSUANT TO THE MEMORANDUM OF UNDERSTANDING
4 BETWEEN THE SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO, LOCALS 790,
5 535 AND 250 AND THE CITY AND COUNTY OF SAN FRANCISCO, TO BE EFFECTIVE
6 JULY 1, 1999.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the agreement adjusting the
9 compensation of certain classifications pursuant to the Memorandum of Understanding
10 between the Service Employees International Union, AFL-CIO, Locals 790, 535 and 250 and
11 the City And County of San Francisco, to be effective July 1, 1999. The agreement so
12 implemented and the classifications so adjusted are on file in the office of the Board of
13 Supervisors.

14
15
16 APPROVED AS TO FORM:

17 LOUISE H. RENNE, City Attorney

18
19
20 By:

Michele Modena
MICHELE MODENA
Deputy City Attorney

DOCUMENTS DEPT.

MAY 20 1999

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990372

Date Passed:

Ordinance implementing an agreement adjusting the compensation of certain classifications pursuant to the Memorandum of Understanding between the Service Employees International Union, AFL-CIO, Locals 790, 535, 250 and the City and County of San Francisco, to be effective July 1, 1999.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

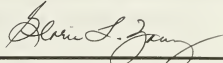
March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

File No. 990372

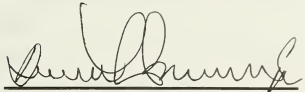
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR - 9 1999

Date Approved



Mayor Willie L. Brown Jr.

[Memorandum of Understanding]

IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SERVICE EMPLOYEES INTERNATIONAL UNION, LOCALS 250, 535 AND 790 AND THE CITY AND COUNTY OF SAN FRANCISCO BY INCORPORATING APPENDIX A, WHICH WAS PREVIOUSLY SET FORTH IN THE AIRPORT'S DEPARTMENTAL MOU BETWEEN SEIU, LOCAL 790 AND THE CITY AND COUNTY OF SAN FRANCISCO, AND WHICH PROVIDES FOR THE AIRPORT TO PAY THE COSTS OF ADDITIONAL LABORATORY TESTS.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of the amendment to the Memorandum of Understanding between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by incorporating Appendix A, which was previously set forth in the Airport's Departmental MOU between SEIU, Local 790 and the City and County of San Francisco, and which provides for the Airport to pay the costs of additional laboratory tests as. The provisions so implemented are on file in the office of the Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By:

Michele Modena
Michele Modena
Deputy City Attorney

DOCUMENTS DEPT.

MAY 20 1999

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990374

Date Passed:

Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the Service Employees International Union, Locals 250, 535 and 790 and the City and County of San Francisco by incorporating Appendix A, which was previously set forth in the Airport's Departmental MOU between SEIU, Local 790 and the City and County of San Francisco, and which provides for the Airport to pay the costs of additional laboratory tests.

March 22, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

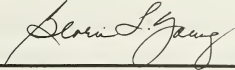
March 29, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

File No. 990374

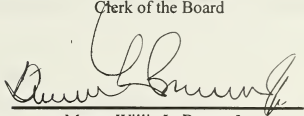
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on March 29, 1999
by the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR - 9 1999

Date Approved



Mayor Willie L. Brown Jr.

[Street Vacation and Sale - Hester Avenue]

ORDERING THE SUMMARY VACATION AND SALE OF PORTIONS OF HESTER AVENUE, MAKING FINDINGS PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE CHAPTER 4 SECTIONS 8330 ET SEQ. (PUBLIC STREETS, HIGHWAYS, AND SERVICE EASEMENTS VACATION LAW, SUMMARY VACATION), MAKING FINDINGS OF CONFORMITY WITH THE GENERAL PLAN AND PRIORITY POLICES OF PLANNING CODE SECTION 101.1, AND REQUESTING OFFICIAL ACTIONS IN CONNECTION WITH THE VACATION AND SALE.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings. (a) The Public Works and Real Estate Departments have requested that the Board of Supervisors vacate and sell portions of Hester Avenue;

(b) The proposed summary street vacation is necessary to complete sidewalk and retaining wall work in connection with a residential development on Hester Avenue;

(c) The subject area is shown on the Department of Public Works' drawings SUR-695, SUR-795, and Q-20-439, copies of which are on file with the Clerk of the Board of Supervisors in File No. 990072;

(d) Section 8334 of the California Streets and Highways Code provides that the legislative body of a local agency may summarily vacate an excess right-of-way of a street or highway that is no longer required for street or highway purposes.

Section 2. The Board of Supervisors finds the portions of Hester Avenue described in Department of Public Works' drawings SUR-695, SUR-795, and Q-20-439, copies of which are on file with the Clerk of the Board of Supervisors in File No. 990072, are excess right-of-way that is no longer required for street or highway purposes. Such portions of Hester Avenue are necessary to complete sidewalk and retaining wall work in connection with

1 a residential development on Hester Avenue. In addition, the Board finds that no in-place
2 utility facilities exist in the portions of the street that will be affected by the summary vacation.

3 Section 3. Pursuant to California Streets and Highways Code, Division 9, Part 3,
4 Chapter 4, Sections 8330 et seq. (Public Streets, Highways, and Service Easements Law,
5 Summary Vacation), the Board of Supervisors hereby orders the summary vacation of
6 portions of Hester Avenue as described in the aforementioned drawings. Furthermore, as of
7 the date of recordation of this Ordinance, those portions of Hester Avenue described in the
8 aforementioned drawings will no longer constitute a street or highway.

9 Section 4. The Board of Supervisors adopts as its own and incorporates by reference
10 as though fully set forth herein the findings of the City Planning Department in its letter dated
11 February 3, 1997 that found the proposed vacation and sale of the subject area in conformity
12 with the City's General Plan and with the Eight Priority Policies of City Planning Code Section
13 101.1. A copy of such letter is on file with the Clerk of the Board of Supervisors in File No.
14 990072.

15 Section 5. The Board of Supervisors hereby authorizes the Director of Property, on
16 behalf of the City and County of San Francisco, to execute a purchase and sale agreement, a
17 quitclaim deed conveying the City's interest in the subject portions of Hester Avenue, and all
18 other documents and instruments necessary to effectuate the vacation and sale of portions of
19 Hester Avenue to the adjacent property owner, Bayside B.H. Development, Inc., copies of
20 which are on file with the Clerk of the Board of Supervisors in File No. 990072.

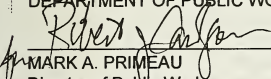
21 Section 6. The Board of Supervisors approves and ratifies the sale of the subject
22 portions of Hester Avenue to Bayside B.H. Development, Inc.

23 Section 7. The Board of Supervisors hereby directs its Clerk to transmit to the
24 Recorder, the Director of Public Works, and the Director of Property, a certified copy of this
25 Ordinance, and such officials are hereby directed to proceed thereafter as required by law.

1 Section 8. All actions authorized by this Ordinance and heretofore taken by any City
2 official in connection with the subject matter hereof are hereby ratified, confirmed, and
3 approved by this Board of Supervisors.

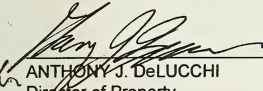
4
5 RECOMMENDED:

6 DEPARTMENT OF PUBLIC WORKS

7 
8 MARK A. PRIMEAU
Director of Public Works

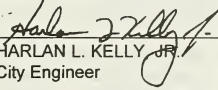
9
10 RECOMMENDED:

11 DEPARTMENT OF REAL ESTATE

12 
13 ANTHONY J. DeLUCCHI
14 Director of Property

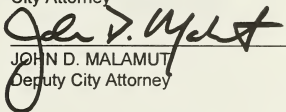
DESIGNATION CERTIFIED BY:

DEPARTMENT OF PUBLIC WORKS

15 
16 HARLAN L. KELLY, JR.
17 City Engineer

APPROVED AS TO FORM:

18 LOUISE H. RENNE
19 City Attorney

20 
21 JOHN D. MALAMUT
22 Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990072

Date Passed:

Ordinance ordering the summary vacation and sale of portions of Hester Avenue, making findings pursuant to the California Streets and Highway Code Chapter 4 Sections 8330 Et Seq. (Public Streets, Highways, and Service Easements Vacation Law, Summary vacation), making findings of conformity with the General Plan and Priority Policies of Planning Code Section 101.1, and requesting official actions in connection with the vacation and sale.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

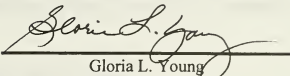
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

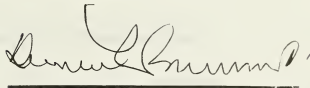
File No. 990072

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved


Mayor Willie L. Brown Jr.

FILE NO. 990241
(Government Funding)

ORDINANCE NO. 66-99
RO#98073
SA#28

APPROPRIATING \$1,092,766 FROM THE GENERAL FUND RESERVE AND \$521,687 FROM SALARY SAVINGS TO FUND ADDITIONAL STAFFING AT COUNTY JAIL #3, ADD RESIDENTIAL SUBSTANCE ABUSE TREATMENT BEDS, FUND INCREASED FOOD SERVICE AND WORKER'S COMPENSATION COSTS, AND PROVIDING FOR THE CREATION OF 19 POSITIONS AT THE SHERIFF'S DEPARTMENT FOR FISCAL YEAR 1998-99. FUNDING FOR THESE POSITIONS WAS THE SUBJECT OF PREVIOUS BUDGETARY DENIAL.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

<u>Department and Number</u>	<u>Source of Funds and Purpose of Appropriation</u>	<u>Amount</u>	<u>Debit</u>	<u>Credit</u>
<u>Fund</u>	<u>Department</u>	<u>Program</u>		
1G-AGF-AAA	UN-UNA	FCZ		
General Fund	General Unallocated	General City Responsibility		

Funding Sources

097-097GR (*CON1GAGFAAA)	General Fund Reserve	\$1,092,766
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<u>Fund</u>	<u>Department</u>	<u>Program</u>
1G-AGF-AAA	SHF01	AKO
General Fund	Sheriff Dept.-Sheriff Services	San Bruno Jail

Funding Uses

001-00101 (060310)	Salary Savings	\$521,687
001-00101 (060310)	Permanent Salaries	\$56,053
001-01901 (060310)	Fringe Benefits	\$17,663

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Department and Number	Source of Funds and Purpose of Appropriation	Debit	Amount Credit
040-04699 (060310)	Materials and Supplies - Food Costs		\$724,559
001-01100 (060307)	Overtime		\$41,969
013-01900 (060307)	Fringe Benefits		\$682
021-02799 (060307)	Professional Services		\$484,315
081-081H3 (060304)	Worker's Compensation		\$289,212
Total		\$1,614,453	\$1,614,453

Section 2 Funds are appropriated for the creation of nineteen (19) positions by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 990242) as follows:

Class No.	Classification Title	Rate	Position Created
8304 L	Deputy Sheriff	1603B1946	<u>19</u>

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: see original for signatures
DEPUTY CITY ATTORNEY

BY: _____

1 DEPARTMENT OF HUMAN RESOURCES
2
3

4 BY: see original for signature
5 ANDREA GOURDINE, DIRECTOR
6
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990241

Date Passed:

Ordinance appropriating \$1,092,766, Sheriff's Department, from the General Fund Reserve and \$521,687 from salary savings to fund additional staffing at County Jail #3, add residential substance abuse treatment beds, fund increased food service and workers' compensation costs, and providing for the creation of 19 positions for fiscal year 1998-1999; funding for these positions was the subject of previous budgetary denial.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

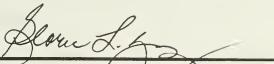
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990241

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloma L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990242

ORDINANCE NO. 67-99

PUBLIC EMPLOYMENT

SAL. ORD. AMEND. NO. 8

AMENDING ORDINANCE NO. 243-98 (ANNUAL SALARY ORDINANCE, 1998/99) REFLECTING
NINETEEN (19)
THE CREATION OF ~~TWENTY-TWO (22)~~ POSITIONS IN THE SHERIFF'S OFFICE.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 243-98 (Annual Salary
Ordinance, 1998/99) are hereby amended so that the same shall read as follows:

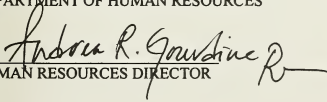
Department: SHF Sheriff
Program: AKO San Bruno Jails
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

<u>Amendment</u>	<u>No.</u>	<u>Class and</u>	<u>Compensation</u>
	<u>Pos.</u>	<u>Item No.</u>	<u>Schedule</u>
19.00	19.00	L	
~~22.00~~ = Added	~~22.00~~	8304-F Deputy Sheriff.....	SC \$1603B1946

DOCUMENTS DEPT.
MAY 20 1999
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APPROVED AS TO CLASSIFICATION:
DEPARTMENT OF HUMAN RESOURCES

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY


HUMAN RESOURCES DIRECTOR

By: 
DEPUTY CITY ATTORNEY

NO. 8



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990242

Date Passed:

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), reflecting the creation of nineteen positions (Class 8304 Deputy Sheriff) in the Sheriff's Office.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

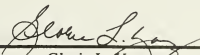
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990242

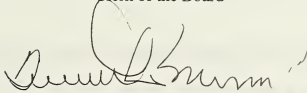
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

[Parking Regulations]

ADDING SECTION 32.6.23 TO THE SAN FRANCISCO TRAFFIC CODE, REGARDING
PARKING REGULATIONS ON A PORTION OF 6th AVENUE.

Note: This entire section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Article 3 of the San Francisco Traffic Code is hereby amended by adding
Section 32.6.23 thereto to read as follows:

**SEC. 32.6.23. PARKING CONTROL, PORTION OF 6th AVENUE; PENALTIES FOR
VIOLATION.** No person shall stop, park, or leave standing any vehicle, whether attended or
unattended, on the east side of 6th Avenue, from 272 feet to 334 feet south of Geary Boulevard
(62-foot zone), except official City-owned vehicles displaying a valid permit issued by the San
Francisco Police Department authorizing parking in such zones. The permit exceptions under
this Section shall not apply when parking prohibition regulations for street-cleaning purposes
are in effect. Violation of this Section is an obstruction to the free use of property and a
nuisance within the meaning of Division 4, Part III of the Civil Code of California relating to
nuisance and the abatement thereof.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: *Louetta M. Giorgi*
Deputy City Attorney

RECOMMENDED:

Stuart R. Sunshine
Stuart R. Sunshine, Executive Director
Department of Parking and Traffic

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MAY 20 1999

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990265

Date Passed:

Ordinance amending Traffic Code by adding Section 32.6.23 regarding parking regulations on a portion of 6th Avenue (east side of 6th Avenue, from 272 feet to 334 feet south of Geary Boulevard).

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

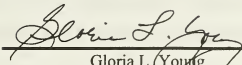
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Leno, Newsom, Teng, Yaki, Yee, Ammiano, Becerril, Bierman, Brown, Katz, Kaufman

File No. 990265

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

[Memorandum of Understanding]

IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE V.H. OF THE
MEMORANDUM OF UNDERSTANDING BETWEEN THE INTERNATIONAL
BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 6, AND THE CITY AND COUNTY
OF SAN FRANCISCO PROVIDING FOR AN EMPLOYEE ASSISTANCE PROGRAM
THROUGH THE EXPIRATION OF THE MEMORANDUM OF UNDERSTANDING IN 2001.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of an
amendment to Article V.H. of the Memorandum of Understanding between the International
Brotherhood of Electrical Workers, Local 6, and the City and County of San Francisco
providing for an Employee Assistance Program through the expiration of the Memorandum of
Understanding in 2001. The provisions so implemented are on file in the office of the Board of
Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Michele Modena
Michele Modena
Deputy City Attorney

DOCUMENTS DEPT.

MAY 20 1999

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City and County of San Francisco

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1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990271

Date Passed:

Ordinance implementing the provisions of an amendment to Article V.H. of the Memorandum of Understanding between the International Brotherhood of Electrical Workers, Local 6, and the City and County of San Francisco for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

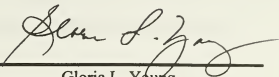
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990271

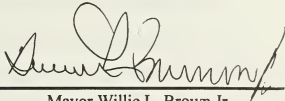
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE V.I. OF THE
3 MEMORANDUM OF UNDERSTANDING BETWEEN THE STATIONARY ENGINEERS,
4 LOCAL 39, AND THE CITY AND COUNTY OF SAN FRANCISCO PROVIDING FOR AN
5 EMPLOYEE ASSISTANCE PROGRAM THROUGH THE EXPIRATION OF THE
6 MEMORANDUM OF UNDERSTANDING IN 2001.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of an
9 amendment to Article V.I of the Memorandum of Understanding between the Stationary
10 Engineers, Local 39, and the City and County of San Francisco providing for an Employee
11 Assistance Program through the expiration of the Memorandum of Understanding in 2001.
12 The provisions so implemented are on file in the office of the Board of Supervisors.

13
14 APPROVED AS TO FORM:

15 LOUISE H. RENNE, City Attorney

16
17
18 By:

Michele Modena
19 Michele Modena
20 Deputy City Attorney

DOCUMENTS DEPT.

MAY 20 1999

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City and County of San Francisco

Tails Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990272

Date Passed:

Ordinance implementing the provisions of an amendment to Article V.1. of the Memorandum of Understanding between the Stationary Engineers, Local 39, and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

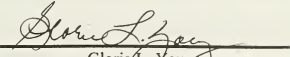
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

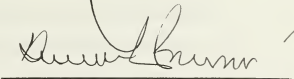
File No. 990272

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.

APR 16 1999

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE IV.F OF THE
3 MEMORANDUM OF UNDERSTANDING BETWEEN THE BUILDING MATERIAL AND
4 CONSTRUCTION TEAMSTERS, LOCAL 216 AND THE CITY AND COUNTY OF SAN
5 FRANCISCO PROVIDING FOR AN EMPLOYEE ASSISTANCE PROGRAM THROUGH THE
6 EXPIRATION OF THE MEMORANDUM OF UNDERSTANDING IN 2001.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of an
9 amendment to Article IV.F of the Memorandum of Understanding between the Building
10 Material Construction Teamsters, Local 216 and the City and County of San Francisco
11 providing for an Employee Assistance Program through the expiration of the Memorandum of
12 Understanding in 2001. The provisions so implemented are on file in the office of the Board of
13 Supervisors.

14
15
16 APPROVED AS TO FORM:

17 LOUISE H. RENNE, City Attorney

18
19
20 By:

Michele Modena
21 Michele Modena
22 Deputy City Attorney
23
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990273

Date Passed:

Ordinance implementing the provisions of an amendment to Article IV.F. of the Memorandum of Understanding between the Building Material and Construction Teamsters, Local 216 and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

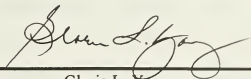
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990273

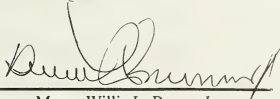
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.



1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE IV OF THE
3 MEMORANDUM OF UNDERSTANDING BETWEEN THE TRANSPORT WORKERS UNION
4 OF AMERICA, AFL-CIO AND THE TRANSPORT WORKERS OF AMERICA, LOCAL 250A
5 (7410 AUTOMOTIVE SERVICE WORKERS), AND THE CITY AND COUNTY OF SAN
6 FRANCISCO PROVIDING FOR AN EMPLOYEE ASSISTANCE PROGRAM THROUGH THE
7 EXPIRATION OF THE MEMORANDUM OF UNDERSTANDING IN 2001.

8 Be it ordained by the People of the City and County of San Francisco:

9 Section 1. The Board of Supervisors hereby implements the provisions of an
10 amendment to Article IV of the Memorandum of Understanding between the Transport
11 Workers of America, AFL-CIO and the Transport Workers of America, Local 250A (7410
12 Automotive Service Workers), and the City and County of San Francisco providing for an
13 Employee Assistance Program through the expiration of the Memorandum of Understanding
14 in 2001. The provisions so implemented are on file in the office of the Board of Supervisors.
15

16
17 APPROVED AS TO FORM:

18 LOUISE H. RENNE, City Attorney

19
20
21 By:

Michele Modena
Michele Modena
Deputy City Attorney

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MAY 20 1999

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Tails Ordinance

File Number: 990274

Date Passed:

Ordinance implementing the provisions of an amendment to Article IV of the Memorandum of Understanding between the Transport Workers Union of America, AFL-CIO and the Transport Workers of America, Local 250A (7410 Automotive Service Workers), and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

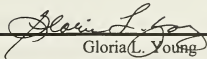
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990274

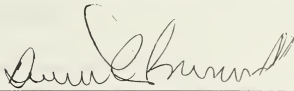
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County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO SECTION 19 (DRUG
3 TREATMENT) OF THE MEMORANDUM OF UNDERSTANDING BETWEEN THE
4 TRANSPORT WORKERS UNION OF AMERICA, AFL-CIO AND THE TRANSPORT
5 WORKERS OF AMERICA, LOCAL 250A (9163 TRANSIT OPERATORS AND RELATED
6 TRAINEE CLASSIFICATIONS), AND THE CITY AND COUNTY OF SAN FRANCISCO
7 PROVIDING FOR AN EMPLOYEE ASSISTANCE PROGRAM THROUGH THE EXPIRATION
8 OF THE MEMORANDUM OF UNDERSTANDING IN 2000.

9 Be it ordained by the People of the City and County of San Francisco:

10 Section 1. The Board of Supervisors hereby implements the provisions of an
11 amendment to Section 19 (Drug Treatment) of the Memorandum of Understanding between
12 the Transport Workers of America, AFL-CIO and the Transport Workers of America, Local
13 250A (9163 Transit Operator and Related Trainee Classifications), and the City and County of
14 San Francisco providing for an Employee Assistance Program through the expiration of the
15 Memorandum of Understanding in 2000. The provisions so implemented are on file in the
16 office of the Board of Supervisors.
17

18
19 APPROVED AS TO FORM:

20 LOUISE H. RENNE, City Attorney

21 DOCUMENTS DEPT.

22 MAY 20 1999

23 By:

Michele Modena

24 Michele Modena
25 Deputy City Attorney

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Tails Ordinance

File Number: 990276

Date Passed:

Ordinance implementing the provisions of an amendment to Section 19 (Drug Treatment) of the Memorandum of Understanding between the Transport Workers Union of America, AFL-CIO and the Transport Workers of America, Local 250A (9163 Transit Operators and Related Trainee Classifications), and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

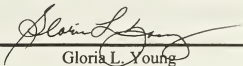
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990276

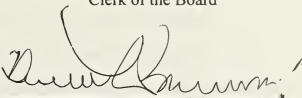
I hereby certify that the foregoing Ordinance
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the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.



1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE IV.E.OF THE
3 MEMORANDUM OF UNDERSTANDING BETWEEN THE LABORERS UNION, LOCAL 261
4 AND THE CITY AND COUNTY OF SAN FRANCISCO PROVIDING FOR AN EMPLOYEE
5 ASSISTANCE PROGRAM THROUGH THE EXPIRATION OF THE MEMORANDUM OF
6 UNDERSTANDING IN 2001.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of an
9 amendment to Article IV.E of the Memorandum of Understanding between the Laborers
10 Union, Local 261 and the City and County of San Francisco providing for an Employee
11 Assistance Program through the expiration of the Memorandum of Understanding in 2001.
12 The provisions so implemented are on file in the office of the Board of Supervisors.

13
14 APPROVED AS TO FORM:

15 LOUISE H. RENNE, City Attorney

16
17
18 By:

Michele Modena
Michele Modena
Deputy City Attorney

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Ordinance

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1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990277

Date Passed:

Ordinance implementing the provisions of an amendment to Article IV.E. of the Memorandum of Understanding between the Laborers Union, Local 261 and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

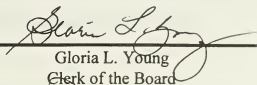
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

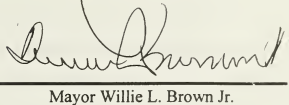
File No. 990277

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved


Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE IV.G OF THE
3 MEMORANDUM OF UNDERSTANDING BETWEEN THE GLAZIERS & GLASS WORKERS,
4 LOCAL 718, AND THE CITY AND COUNTY OF SAN FRANCISCO PROVIDING FOR AN
5 EMPLOYEE ASSISTANCE PROGRAM THROUGH THE EXPIRATION OF THE
6 MEMORANDUM OF UNDERSTANDING IN 2001.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of an
9 amendment to Article IV.G of the Memorandum of Understanding between the Glaziers &
10 Glass Workers, Local 718, and the City and County of San Francisco providing for an
11 Employee Assistance Program through the expiration of the Memorandum of Understanding
12 in 2001. The provisions so implemented are on file in the office of the Board of Supervisors.

13
14
15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17
18
19 By:

Michele Modena
20 Michele Modena
21 Deputy City Attorney
22
23
24
25

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Ordinance

File Number: 990278

Date Passed:

Ordinance implementing the provisions of an amendment to Article IV.G of the Memorandum of Understanding between the Glaziers and Glass Workers, Local 718, and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990278

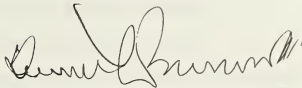
I hereby certify that the foregoing Ordinance
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the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE IV.J OF THE
3 MEMORANDUM OF UNDERSTANDING BETWEEN THE AUTOMOTIVE MECHANICS
4 UNION LODGE NO. 1414, AND THE CITY AND COUNTY OF SAN FRANCISCO
5 PROVIDING FOR AN EMPLOYEE ASSISTANCE PROGRAM THROUGH THE EXPIRATION
6 OF THE MEMORANDUM OF UNDERSTANDING IN 2001.

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. The Board of Supervisors hereby implements the provisions of an
9 amendment to Article IV.J of the Memorandum of Understanding between the Automotive
10 Mechanics Union Lodge No. 1414, and the City and County of San Francisco providing for an
11 Employee Assistance Program through the expiration of the Memorandum of Understanding
12 in 2001. The provisions so implemented are on file in the office of the Board of Supervisors.
13
14

15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney
17

18
19 By:

Michele Modena
20 Michele Modena
21 Deputy City Attorney
22
23
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Ordinance

File Number: 990279

Date Passed:

Ordinance implementing the provisions of an amendment to Article IV.J of the Memorandum of Understanding between the Automotive Mechanics Union Lodge No. 1414, and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

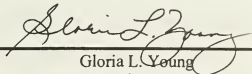
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990279

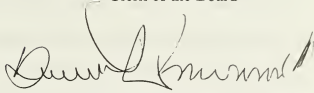
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County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [Memorandum of Understanding]

2 IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO SECTION 16 (BENEFITS
3 FOR PART-TIME OPERATORS) OF THE MEMORANDUM OF UNDERSTANDING
4 BETWEEN THE TRANSPORT WORKERS UNION LOCAL 250A (CLASSIFICATION 9163
5 AND RELATED TRAINEE CLASSIFICATIONS), TO PROVIDE A MAXIMUM AMOUNT OF
6 \$225 PER MONTH TOWARD DEPENDENT HEALTH CARE COVERAGE FOR
7 PERMANENT PART-TIME EMPLOYEES WHO REGULARLY WORK A MINIMUM OF
8 TWENTY HOURS PER PAYROLL PERIOD AND UPON COMPLETION OF ONE YEAR OF
9 CONTINUOUS SERVICE, AND TO PROVIDE THAT THE CITY WILL PICK UP THE
10 EMPLOYEE'S SHARE OF CONTRIBUTION TO THE APPLICABLE SFERS RETIREMENT
11 PLAN FOR PERMANENT PART-TIME EMPLOYEES AT A RATE OF: 2.5% FOLLOWING
12 ONE DAY TO SIX MONTHS OF CONTINUOUS SERVICE; 5% FOLLOWING SIX MONTHS
13 TO ONE YEAR OF CONTINUOUS SERVICE; AND 7.5% FOLLOWING ONE YEAR OF
14 CONTINUOUS SERVICE.

15 Be it ordained by the People of the City and County of San Francisco:

16 Section 1. The Board of Supervisors hereby implements the provisions of an
17 amendment to Section 16 (Benefits for Part-Time Operators) of the Memorandum of
18 Understanding between the Transport Workers Union Local 250A (Classification 9163 and
19 related Trainee Classifications), to provide a maximum amount of \$225 per month toward
20 dependent health care coverage for permanent part-time employees who regularly work a
21 minimum of twenty hours per payroll period and upon completion of one year of continuous
22 service, and to provide that the City will pick up the employee's share of contribution to the
23 applicable SFERS retirement plan for permanent part-time employees at a rate of: 2.5%
24 following one day to six months of continuous service; 5% following six months to one year of
25

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Page 1
2/10/99

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1 continuous service; and 7.5% following one year of continuous service. The provisions so
2 implemented are on file in the office of the Board of Supervisors.

3
4 APPROVED AS TO FORM:

5 LOUISE H. RENNE, City Attorney
6

7
8 By:

Michele Modena
9 Michele Modena
10 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990280

Date Passed:

Ordinance implementing the provisions of an amendment to Section 16 (benefits for part-time operators) of the Memorandum of Understanding between the Transport Workers Union Local 250A (Classification 9163 and Related Trainee Classifications), to provide a maximum amount of \$225 per month toward dependent health care coverage for permanent part-time employees who regularly work a minimum of twenty hours per payroll period and upon completion of one year of continuous service, and to provide that the City will pick up the employee's share of contribution to the applicable SFERS retirement plan for permanent part-time employees at a rate of: 2.5% following one day to six months of continuous service; 5% following six months to one year of continuous service; and 7.5% following one year of continuous service.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

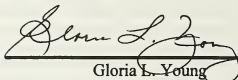
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

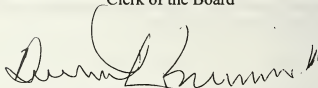
File No. 990280

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved


Mayor Willie L. Brown Jr.

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FILE NO. 990317

ORDINANCE NO. 78-99

[Memorandum of Understanding]

IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO ARTICLE IV OF THE
MEMORANDUM OF UNDERSTANDING BETWEEN THE TRANSPORT WORKERS UNION
OF AMERICA, AFL-CIO AND THE TRANSPORT WORKERS OF AMERICA, LOCAL 200,
AND THE CITY AND COUNTY OF SAN FRANCISCO PROVIDING FOR AN EMPLOYEE
ASSISTANCE PROGRAM THROUGH THE EXPIRATION OF THE MEMORANDUM OF
UNDERSTANDING IN 2001.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of an
amendment to Article IV of the Memorandum of Understanding between the Transport
Workers of America, AFL-CIO and the Transport Workers of America, Local 200, and the City
and County of San Francisco providing for an Employee Assistance Program through the
expiration of the Memorandum of Understanding in 2001. The provisions so implemented are
on file in the office of the Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

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MAY 20 1999

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By:

Michele Modena

Michele Modena
Deputy City Attorney



City and County of San Francisco

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San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990317

Date Passed:

Ordinance implementing the provisions of an amendment to Article IV of the Memorandum of Understanding between the Transport Workers Union of America, AFL-CIO and the Transport Workers of America, Local 200, and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2001.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

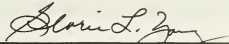
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990317

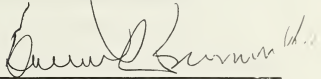
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County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990373

ORDINANCE NO. 79-99

[Memorandum of Understanding]

IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO SECTION 32 OF THE
MEMORANDUM OF UNDERSTANDING BETWEEN THE SERVICE EMPLOYEES
INTERNATIONAL UNION, LOCAL 790 AND THE CITY AND COUNTY OF SAN FRANCISCO
PROVIDING FOR AN EMPLOYEE ASSISTANCE PROGRAM THROUGH THE EXPIRATION
OF THE MEMORANDUM OF UNDERSTANDING IN 2000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of an
amendment to Section 32 of the Memorandum of Understanding between the Service
Employees International Union, Local 790 and the City and County of San Francisco
providing for an Employee Assistance Program through the expiration of the Memorandum of
Understanding in 2000. The provisions so implemented are on file in the office of the Board of
Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Michele Modena
Michele Modena
Deputy City Attorney

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Tails

Ordinance

File Number: 990373

Date Passed:

Ordinance implementing the provisions of an amendment to Section 32 of the Memorandum of Understanding between the Service Employees International Union, Local 790 and the City and County of San Francisco providing for an Employee Assistance Program through the expiration of the Memorandum of Understanding in 2000.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

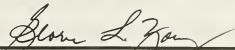
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990373

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

1 (Unrepresented Employees)

2 AN ORDINANCE FIXING COMPENSATION FOR PERSONS EMPLOYED BY THE CITY
3 AND COUNTY OF SAN FRANCISCO WHOSE COMPENSATIONS ARE SUBJECT TO
4 THE PROVISIONS OF SECTION A 8.409 OF THE CHARTER, IN CLASSES NOT
5 REPRESENTED BY AN EMPLOYEE ORGANIZATION, AND ESTABLISHING WORKING
6 SCHEDULES AND CONDITIONS OF EMPLOYMENT AND METHODS OF PAYMENT,
7 EFFECTIVE JULY 1, 1999.

8 BE IT ORDAINED BY THE PEOPLE OF THE
9 CITY AND COUNTY OF SAN FRANCISCO

10
11 Pursuant to Charter Section A 8.409-1, the Mayor hereby proposes and the Board of Supervisors
12 approves the wages, hours and other terms and conditions of employment set forth herein to be
13 applicable to all unrepresented classifications or positions of City employment.

14 Unless specifically noted, the following provisions are applicable to all employees covered by
15 this Ordinance, which includes Miscellaneous Unrepresented employees and Management
16 Unrepresented employees. See Attachment A for the list of classifications designated as
17 Miscellaneous Unrepresented and Management Unrepresented.

18 **Section 1. General Terms and Conditions of Employment**

- 19 1 All terms and conditions of employment not covered under this Ordinance shall
20 continue to be subject to the City's direction and control. Unless specifically
21 addressed herein, those terms and conditions of employment which are currently
22

23 DOCUMENTS DEPT.

24 MAY 20 1999

25 SAN FRANCISCO
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Mayor

1 set forth in the Charter, Administrative Code, Civil Service Rules policies and
2 procedures, shall apply to employees covered by this ordinance.

- 3 B. Nothing in this Ordinance shall have application to changes of Civil Service rules
4 and matters subject to the exclusive jurisdiction of the Civil Service Commission
5 pursuant to Charter Section A8.409-3, unless specifically approved by the Civil
6 Service Commission, except as such changes may affect compensation.
7

8 **Section 2. Wage Rates**

9 The wage rates for the employees covered by this Ordinance for fiscal year 1999-2000, shall be
10 increased as follows:

11 Effective July 1, 1999

Effective December 25, 1999

12 2 %

1.5%

13 Effective July 1, 1999, the salary for the positions listed below shall be as indicated, wherein 'B'
14 signifies biweekly:

15	AC01 Executive Assistant I	\$1,030B\$1,246
16	AC02 Executive Assistant II	\$1,107B\$1,339
17	AC03 Executive Assistant III	\$1,188B\$1,440
18	AC04 Executive Assistant IV	\$1,276B\$1,547
19	AC05 Executive Assistant V	\$1,372B\$1,662
20	AC06 Executive Assistant VI	\$1,467B\$1,778
21	AC07 Executive Assistant VII	\$1,577B\$1,914

1	AC08 Executive Assistant VIII	\$1,694B\$2,058
2	AC09 Executive Assistant IX	\$1,823B\$2,215
3	AC10 Executive Assistant X	\$1,970B\$2,395
4	AC11 Executive Assistant XI	\$2,120B\$2,577
5	AC12 Executive Assistant XII	\$2,281B\$2,772
6	AC13 Executive Assistant XIII	\$2,442B\$2,969
7	AC14 Executive Assistant XIV	\$2,627B\$3,193
8	AC15 Executive Assistant XV	\$2,827B\$3,436
9	AC16 Executive Assistant XVI	\$3,041B\$3,696
10	AC17 Executive Assistant XVII	\$3,273B\$3,978
11	AC18 Executive Assistant XVIII	\$3,520B\$4,278
12	AC19 Executive Assistant XIX	\$3,689B\$4,484
13	AC20 Executive Assistant XX	\$3,966B\$4,821
14	AC21 Executive Assistant XXI	\$4,270B\$5,190
15	AC22 Executive Assistant XXII	\$4,591B\$5,581

Effective July 1, 1999, the salary for AB44 Confidential Chief Attorney II shall be \$4,311 B \$5,241 (Sch. 79.00).

All base wage increases shall be rounded to the nearest salary schedule.

Section 3. Acting Assignment Pay

The Appointing Officer assigns duties to employees covered by this ordinance. Employees assigned by the Department Head or designee to perform the full range of essential functions of a position in a higher classification shall receive compensation at a higher salary if all of the following conditions are met:

- (1) The assignment shall be in writing with copies to the Department of Human Resources and Controller.
- (2) The assignment shall conform to all Civil Service Commission Rules, policies and procedures.
- (3) The position to which the employee is assigned must be a budgeted position.
- (4) The employee is assigned to perform the duties of a higher classification for longer than thirty (30) consecutive working days.

a. If each of the above criteria are met and upon written approval by the Department Head, an employee shall be paid a one full salary step adjustment (approximately 5%) but which does not exceed the maximum step of the salary schedule of the class to which temporarily assigned. Premiums based on percent of salary shall be paid at a rate which includes out of class pay.

b. Requests for classification or reclassification review shall not be governed by this provision.

Section 4. Supervisory Differential Adjustment

The Appointing Officer may adjust the compensation of a supervisory employee whose schedule of compensation is set herein subject to the following conditions:

- (1) The supervisor, as part of the regular responsibilities of his/her class, supervises, directs, is accountable for and is in responsible charge of the work of a subordinate or subordinates.
- (2) The supervisor must actually supervise the technical content of subordinate work and possess education and/or experience appropriate to the technical assignment.
- (3) The organization is a permanent one approved by the appointing officer, chief administrative officer, Board or Commission, where applicable, and is a matter of record based upon review and investigation by the Department of Human Resources.
- (4) The classifications of both the supervisor and the subordinate are appropriate to the organization and have a normal, logical relationship to each other in terms of their respective duties and levels of responsibility and accountability in the organization.
- (5) The compensation schedule of the supervisor is less than one full step (approximately 5%) over the compensation schedule, exclusive of extra pay, of the employee supervised. In determining the compensation schedule of a classification being paid a flat rate, the flat rate will be converted to a bi-weekly rate and the compensation schedule the top step of which is closest to the flat rate so converted shall be deemed to be the compensation schedule of the flat rate classification.
- (6) The adjustment of the compensation schedule of the supervisor shall not exceed 5% over the compensation exclusive of extra pay, of the employee supervised. If the application of this section adjusts the compensation schedule of an employee in excess of his/her immediate supervisor, whose class is also covered by this ordinance the pay of such immediate supervisor shall be adjusted to an amount \$1.00 bi-weekly

in excess of the base rate of his/her highest paid subordinate, provided that the other applicable conditions of this section are also met.

(7) In no event will the Appointing Officer approve a supervisory salary adjustment in excess of two (2) full steps (approximately 10%) over the supervisor's current basic compensation. If in the following fiscal year a salary inequity continues to exist, the Appointing Officer may again review the circumstances and may grant an additional salary adjustment not to exceed two (2) full steps (approximately 10%).

(8) The Human Resources Department shall review any changes in the conditions or circumstances that were and are relevant to the request for salary adjustment under this section.

Section 5. Internal Adjustment Process

Upon request of an Appointing Officer, the Director of the Human Resources Department may approve internal salary adjustments, subject to approval of the Board of Supervisors, during the term of the Ordinance based upon the following:

1. Standards

The following shall be the standards for internal adjustments for the wage rates for a particular classification:

- a) The salary for the classification is below the prevailing wage level in the relevant labor market as demonstrated by verifiable salary data; and/or
- b) There is an ongoing and demonstrable recruitment and/or retention problem; and/or

c) Traditional salary relationships, which continue to be justified, have been substantially altered; and/or

d) The duties, responsibilities and/or minimum requirements for a classification have been altered significantly.

2. Internal Adjustment Cap

Internal adjustment costs shall not exceed an annualized cost of .3% of the total payroll cost for the employees covered by this Ordinance.

Section 6. Premium Pay

All premiums and additional forms of compensation described in this ordinance shall be paid only for actual hours worked.

There shall be no pyramiding of premiums for purposes of compensation calculations. Each premium shall be calculated on the base wage rate exclusive of any and all premiums, benefits and other forms of additional compensation.

Section 7. Bilingual Pay

Unrepresented employees who are assigned by their Department to a position designated by their Department as a "Bilingual Position", subject to approval by the Human Resources Department, shall receive an additional \$35.00 in each pay period when bilingual duties are performed 5 hours or more in each week. A designated "Bilingual Position" is one in which the employee is required to translate to and from a foreign language, or sign language as used by the deaf.

1
2 **Section 8. Project Managers**

3 For fiscal year 1999-2000, the wage differential that existed in 1992-93 shall be re-established
4 between the Project Manager classifications and their related professional engineering
5 classifications as follows:

6 5502 Project Manager I and 5206 Associate Civil Engineer

7 5504 Project Manager II and 5208 Civil Engineer

8 5506 Project Manager III and 5210 Senior Civil Engineer

9 5508 Project Manager IV and 5212 Principal Engineer
10

11 **Section 9. Appointment and Advancement**

12 Appointing Officers may appoint employees to any step, at any time, in the salary range which
13 does not exceed the maximum of the salary range. If there are no steps within the salary range,
14 the Appointing Officer may appoint employees to any place within the range at any time,
15 providing that the placement does not exceed the salary range maximum.

16 Employees appointed to an Executive Assistant position on July 1, 1999 shall receive the same
17 salary the employee received on June 30, 1999 in their former classification including any
18 general wage increase authorized by this Ordinance.
19

20 **Section 10. Methods of Calculation**

- 21 (1) Monthly. An employee whose compensation is fixed on a monthly basis shall be
22 paid monthly or bi-weekly in accordance with State Law or other applicable
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25

1 provision. There shall be no compensation for time not worked unless such time
2 off is authorized time off with pay.

- 3 (2) Bi-Weekly. An employee whose compensation is fixed on a bi-weekly basis shall
4 be paid the bi-weekly salary for his/her position for work performed during the bi-
5 weekly payroll period. There shall be no compensation for time not worked
6 unless such time off is authorized time off with pay.

- 7 (3) Per Diem or Hourly. An employee whose compensation is fixed on a per diem or
8 hourly basis shall be paid the daily or hourly rate for work performed during the
9 bi-weekly payroll period on a bi-weekly pay schedule. There shall be no
10 compensation for time not worked unless such time off is authorized time off with
11 pay.

- 12 (4) Weekly. An employee whose compensation is fixed on a weekly basis shall be
13 paid bi-weekly for work performed during the bi-weekly payroll period. There
14 shall be no compensation for time not worked unless such time off is authorized
15 time off with pay.

- 16 (5) Conversion of Annual or Monthly Rates to Semimonthly or Bi-Weekly Rates.
17 When rates of compensation provided on an annual or monthly basis are
18 converted to bi-weekly rates for payroll purposes and the resulting amount
19 involves a fraction of a cent, the converted bi-weekly rate shall be adjusted to
20 eliminate such fraction of a cent on the following basis:

- 21 a. A fraction of less than one-half ($1/2$) shall be dropped and the amount
22 reduced to the next full cent.

b. A fraction of one-half (1/2) or more shall be increased to the next full cent.

(6) Daily Rates for Monthly and Bi-Weekly Employees. A day's pay shall be determined by dividing the number of work days in a normal work schedule in a monthly payroll period (including specified holidays) into the monthly salary established for the position, or the amount of a day's pay shall be 1/10th of the compensation of a normal work schedule in a bi-weekly period (including specified holidays).

(7) Conversion to Bi-Weekly Rates. Rates of compensation established on other than bi-weekly basis may be converted to bi-weekly rates by the Controller for payroll purposes.

Section 11. Work Schedules

(1) Regular Work Schedules

a. Regular Work Day. Unless otherwise provided, a regular workday is a tour of duty of eight (8) hours of work completed within not more than twenty-four (24) hours.

b. Regular Work Week. The Appointing Officer shall determine the work schedule for employees in his/her department. A regular workweek is a tour of duty of five (5) worked days within a seven day period. However, employees who are moving from one shift or one work schedule to another

1 may be required to work in excess of five working days in conjunction with
2 changes in their work shifts or schedules.

3 Employees shall receive no compensation when properly notified (2-hour
4 notice) that work applicable to the classification is not available because of
5 inclement weather conditions, shortage of supplies, traffic conditions, or other
6 unusual circumstances. Employees who are not properly notified and report to
7 work and are informed no work applicable to the classification is available
8 shall be paid for a minimum of two hours. Employees who have been
9 designated by their department as emergency personnel must report to work as
10 scheduled unless otherwise notified by the Appointing Officer or designee.

11 Employees who begin their shifts and are subsequently relieved of duty due to
12 the above reasons shall be paid a minimum of two hours, and for hours
13 actually worked beyond two hours, computed to the nearest one-quarter hour.

14 (2) Night Duty

15 Employees, exclusive of employees in classes which are exempt from the Fair
16 Labor Standards Act, who, as part of their regularly scheduled work shift, are
17 required to work any hours between (six) 6:00 p.m. and (six) 6:00 a.m. shall
18 receive a premium of 5% per hour in addition to their straight time hourly base
19 rate of pay for any and all hours worked between (six) 6:00 p.m. and (six) 6:00
20 a.m. Excluded from this provision are those employees who participate in an
21 authorized flex-time program where the work shift includes hours to be worked
22 between the hours of (six) 6:00 p.m. and (six) 6:00 a.m. Day shift employees
23
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assigned to work during the night duty premium hours are not eligible for night duty premium. Payment of this premium shall be made for actual hours worked.

(3) Alternate Work Schedule

The Appointing Officer may enter into cost equivalent alternate work schedules for some or all employees. Such alternate work schedules may include, but are not limited to, core hours flex-time; full-time work weeks of less than five (5) days; or a combination of features mutually agreeable to the parties. Such changes in the work schedule shall not alter the basis for, nor entitlement to, receiving the same rights and privileges as those provided to employees on five (5) day, forty (40) hour a week schedules.

(4) Voluntary Reduced Work Week

Employees subject to the approval by the Appointing Officer may voluntarily elect to work a reduced work week for a specified period of time. Such reduced work week shall not be less than twenty (20) hours per week. Pay, vacation, holidays and sick pay shall be reduced in accordance with such reduced work week.

Section 12. Probationary Periods

All permanent appointees shall serve a minimum of a six month probationary period. The Human Resources Director may designate specific classifications which shall require up to a one year probationary period.

1 A probationary period may be extended by mutual written agreement between the employee and
2 the appointing officer.

3
4 An employee who is granted a leave while serving a probationary period shall have such
5 probationary period extended by the period of such leave in order to complete the required period
6 of service.

7 **Section 13. Seniority**

8 In the event of layoffs, the employee in the class with the least Civil Service seniority within that
9 employee's department shall be laid off. Bumping rights shall be limited to the employee's
10 current department.

12 **Section 14. Overtime Compensation**

- 13 (1) The Appointing Officer may require employees to work longer than the regular
14 work day or the regular work week. Any time worked by an employee with
15 proper authorization, exclusive of part-time employees, in excess of forty (40)
16 hours actually worked during a regular work week shall be designated as overtime
17 and shall be compensated at one-and-one-half times the base hourly rate. For the
18 purposes of calculating overtime compensation, an employee's base hourly rate
19 may include certain premiums for those hours actually worked at the premium
20 rate.
- 21 (2) Employees working in classifications that are designated as having a regular work
22 week of less than forty (40) hours shall not be entitled to overtime compensation
23

1 for work performed in excess of said specified regular hours until they exceed
2 forty (40) hours per week. Overtime shall be calculated and paid on the basis of
3 the total number of straight time hours actually worked in a week. Overtime
4 compensation so earned shall be computed subject to all the provisions and
5 conditions set forth herein.

6 (3) Employees occupying Fair Labor Standards Act ("FLSA") exempt (executive,
7 administrative, or professional) positions shall not be paid for overtime worked
8 but may earn CTO at the rate of one hour for each hour worked in excess of 40
9 hour/week. The maximum amount of CTO that may be accrued may be
10 established by each appointing officer. In lieu of accruing CTO during the fiscal
11 year, unrepresented department heads and employees in AB44 Confidential Chief
12 Attorney II shall have the same administrative time off benefit applicable to
13 employees in classifications assigned to the EM Unit.

14 (4) Employees not exempted from the FLSA who are required to work overtime shall
15 be paid at a rate of one and one-half times their regular base rate. An employee
16 may elect to accrue CTO in lieu of overtime, provided that the Appointing Officer
17 approves of such election. In no instance may an employee accrue more than two
18 hundred forty (240) hours of CTO.

19
20 **Section 15. Fair Labor Standards Act**

21 To the extent that this ordinance fails to afford employees the overtime or compensatory time off
22 benefits to which they are entitled under the Fair Labor Standards Act, this ordinance authorizes
23

and directs all City Departments to ensure that their employees receive, at a minimum, such Fair Labor Standards Act Benefits.

Section 16. Standby Pay and Pager Pay

Employees who, as part of the duties of their positions are required by the Appointing Officer to standby when normally off duty to be instantly available on call for immediate emergency service for the performance of their regular duties, shall be paid 25 percent of their regular straight time rate of pay for the period of such standby service, except that employees shall be paid ten (10) percent of their regular straight time rate of pay for the period of such standby service when outfitted by the department with an electronic paging device. When such employees are called to perform their regular duties in emergencies during the period of such standby service, they shall be paid while engaged in such emergency service the usual rate of pay for such service.

The provisions authorizing standby pay do not apply to classifications designated by a "Z" symbol and which would qualify for designation as executive under the duties test provisions of the Federal Fair Labor Standards Act.

Section 17. Call Back

Employees (except those at remote locations where City supplied housing has been offered, or who are otherwise being compensated) who are called back to their work locations following the completion of his/her work day and departure from his/her place of employment, shall be paid at

1 the applicable rate for all hours actually worked. This section shall not apply to employees who
2 are called back to duty when on stand-by status.

3
4 Notwithstanding the general provisions of this section, call back pay shall not be allowed in
5 classes which are FLSA exempt (executive, administrative or professional).

6
7 **Section 18. Holidays**

8 Except when normal operations require, or in an emergency, employees shall not be required to
9 work on the following days hereby declared to be holidays for such employees:

10 January 1 (New Year's Day)

11 the third Monday in January (Martin Luther King, Jr.'s Birthday)

12 the third Monday in February (President's Day)

13 the last Monday in May (Memorial Day)

14 July 4 (Independence Day)

15 the first Monday in September (Labor Day)

16 the second Monday in October (Columbus Day)

17 November 11 (Veteran's Day)

18 Thanksgiving Day

19 the day after Thanksgiving

20 December 25 (Christmas Day)

21 Provided further, if January 1, July 4, November 11 or December 25 falls on a Sunday, the
22 Monday following is a holiday.

1
2 The City shall accommodate religious belief or observance of employees as required by law.
3 Three additional floating days off to be taken on days selected by the employee subject to prior
4 scheduling approval of the appointing officer. Employees (both full-time and part-time) must
5 complete six (6) months continuous service to establish initial eligibility for the floating days off.
6 Employees hired on an as-needed, intermittent or seasonal basis shall not receive the additional
7 floating days off. Floating days off may not be carried forward from one fiscal year to the next.
8 No compensation of any kind shall be earned or granted for floating days off not taken.
9 Employees who have established initial eligibility for floating days off and subsequently separate
10 from City employment, may at the sole discretion of the appointing authority, be granted those
11 floating day(s) off to which the separating employee was eligible and had not yet taken off.
12 In addition, any day declared to be a holiday by proclamation of the Mayor after such day has
13 heretofore been declared a holiday by the Governor of the State of California or the President of
14 the United States.
15
16 For those employees assigned to a work week of Monday through Friday, and in the event a legal
17 holiday falls on Saturday, the preceding Friday shall be observed as a holiday; provided,
18 however, that except where the Governor declares that such preceding Friday shall be a legal
19 holiday, each department head shall make provision for the staffing of public offices under
20 his/her jurisdiction on such preceding Friday so that said public offices may serve the public as
21 provided in Section 7.702 of the Charter. Those employees who work on a Friday which is
22 observed as a holiday in lieu of a holiday falling on Saturday shall be allowed a day off in lieu
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thereof as scheduled by the appointing officer in the current fiscal year. The City shall provide one week's advance notice to employees scheduled to work on the observed holiday, except in cases of unforeseen operational needs.

Section 19. Holiday Compensation for Time Worked

Employees required by their respective Appointing Officers to work on any of the above-specified or to substitute holidays excepting Fridays observed as holidays in lieu of holidays falling on Saturday, shall be paid extra compensation of one (1) additional day's pay at time and one-half (1-1/2) the usual rate in the amount of twelve (12) hours' pay for eight (8) hours worked or a proportionate amount if less than eight (8) hours worked; provided, however, that at an employee's request and with the approval of the appointing officer, an employee may be granted compensatory time off in lieu of paid overtime.

Employees occupying positions which are exempt from the FLSA (Executive, Administrative and Professional) shall not receive extra compensation for holiday work but may be granted time off at the discretion of the Appointing Officer.

Section 20. Holidays for Employees on Work Schedules Other Than Monday Through Friday

- (1) Employees assigned to seven (7) day-operation departments or employees working a five (5) day work week other than Monday through Friday shall be allowed another day off if a holiday falls on one of their regularly scheduled days off.

- 1 (2) Employees whose holidays are changed because of shift rotations shall be allowed
2 another day off if a legal holiday falls on one of their days off.
- 3 (3) Employees required to work on a holiday which falls on a Saturday or Sunday shall
4 receive holiday compensation for work on that day. Holiday compensation shall not
5 then be additionally paid for work on the Friday preceding a Saturday holiday, nor
6 on the Monday following a Sunday holiday.
- 7 (4) Sections (2) and (3) above shall apply to part-time employees on a pro-rata basis.
8 If the provisions of this section deprive an employee of the same number of holidays
9 that an employee receives who works Monday through Friday, s/he shall be granted
10 additional days off to equal such number of holidays. The designation of such days
11 off shall be by mutual agreement of the employee and the appropriate employer
12 representative. Such days off must be taken within the fiscal year. In no event shall
13 the provisions of this section result in such employee receiving more or less holidays
14 than an employee on a Monday through Friday work schedule.

15
16 **Section 21. Holiday Pay for Employees Laid Off**

17 An employee who is laid off at the close of business the day before a holiday who has worked
18 not less than five (5) previous consecutive workdays shall be paid for the holiday at their normal
19 rate of compensation.
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2 **Section 22. Employees Not Eligible for Holiday Compensation**

3 Persons employed for holiday work only, or persons employed on a part-time work schedule
4 which is less than twenty (20) hours in a bi-weekly pay period, or persons employed on an
5 intermittent part-time work schedule (not regularly scheduled), or persons employed on as-
6 needed, seasonal or project basis for less than six (6) months continuous service, or persons on
7 leave without pay status both immediately preceding and immediately following the legal
8 holiday shall not receive holiday pay.
9

10 **Section 23. Part-time Employees Eligible for Holidays**

11 Part-time employees who regularly work a minimum of twenty (20) hours in a bi-weekly pay
12 period shall be entitled to holiday pay on a proportionate basis.

13 Regular full-time employees are entitled to 8/80 or 1/10 time off when a holiday falls in a bi-
14 weekly pay period, therefore, part-time employees, as defined in the immediately preceding
15 paragraph, shall receive a holiday based upon the ratio of 1/10 of the total hours regularly
16 worked in a bi-weekly pay period. Holiday time off shall be determined by calculating 1/10 of
17 the hours worked by the part-time employee in the bi-weekly pay period immediately preceding
18 the pay period in which the holiday falls. The computation of holiday time off shall be rounded
19 to the nearest hour.
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1 The proportionate amount of holiday time off shall be taken in the same fiscal year in which the
2 holiday falls. Holiday time off shall be taken at a time mutually agreeable to the employee and
3 the appropriate employer representative.
4

5 **Section 24. In-Lieu Holidays**

6 (1) Requests for in-lieu holidays shall be made to the appropriate management
7 representative within thirty (30) days after the holiday is earned and must be taken
8 within the fiscal year.

9 (2) In-lieu days will be assigned by the appointing officer or designee if not scheduled in
10 accordance with the procedures described herein

11 (3) An in-lieu holiday can be carried over into the next fiscal year only with the written
12 approval of the appointing officer.
13

14 **Section 25. Sick Leave**

15 Requests for sick leave in excess of forty (40) consecutive hours shall be certified by a licensed
16 medical doctor, doctor of dental surgery, doctor of podiatric medicine, licensed clinical
17 psychologist, Christian Science practitioner, or licensed doctor of chiropractic. Verification of
18 sick leave for less than forty (40) hours may be required at the sole discretion of the Appointing
19 Officer or his/ her designee.
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Section 26. Health and Welfare and Dental Insurance

1. City Contribution

The City will maintain health and dental contributions at present levels for the life of this ordinance.

The level of the City's contribution to health benefits will be set in accordance with the requirements of Charter Sections A 8.423 and A 8.428.

The City will cease payment of any and all contributions for employee health and dental benefits for those employees who remain on unpaid status, with the exception of approved sick leave, Worker's Compensation Leave, Family Medical Leave Act leave, and or California Family Rights Act Leave, in excess of twelve (12) continuous weeks.

2. Dependent Health Care

The City's contribution for dependent health care coverage for Miscellaneous Unrepresented employees shall be \$225.00 per covered employee per month. In the event that the cost of dependent care increases, the City will adjust its pick-up level up to 75% of the cost of Kaiser's dependent health care medical costs for the employee plus two or more dependents category.

The City's contribution for dependent health care coverage for Management Unrepresented employees to the Flexible Benefits Plan shall be the greater

1 amount of \$225.00 per covered employee per month or 75% per covered
2 employee per month of the dependent rate charged to employees for Kaiser
3 coverage at the dependent plus two or more level. The specific benefits offered
4 are subject to change.
5

6 **Section 27. Retirement Contribution**

7 The City shall pick up the employee contribution to Retirement (as defined by Section 414(h) of
8 the Internal Revenue Code of 1986 as amended from time to time for any successor statute) to
9 the extent set forth below:

10 The City will contribute to the appropriate pension plan a total of:

11 8% of pension covered gross salary for old plan full rate SFERS members;

12 7.5% of pension covered gross salary for new plan full rate SFERS members;

13 7.0% of pension covered gross salary for miscellaneous PERS members;

14 7.0% of pension covered gross salary for safety PERS members (where
15 applicable);

16 *7.5% of pension covered gross salary for safety PERS members (where
17 applicable). *For Uniform Deputy Sheriffs, 7 ½% employer pick up and 1 ½%
18 pick up per Charter Section A8.506.
19

20 The aforesaid contributions shall not be considered as part of an employee's
21 compensation for the purpose of computing straight time earnings, compensation
22 for overtime worked, premium pay, or retirement benefits, nor shall such
23

1 contributions be taken into account in determining the level of any other benefit
2 which is a function of or percentage of salary.
3

4 On and after July 1, 1997, any employee covered by this ordinance shall have no
5 right to alter the amount of such contribution, nor shall the employee have the
6 right to receive directly the contributed amounts instead of having the employer
7 pay them directly to the Retirement System.
8

9 **Section 28. Worker's Compensation and Return to Work**

10 The City will make a good faith effort to return employees who have sustained an occupational
11 injury or illness to temporary modified duty within the employee's medical restriction. Duties of
12 the modified assignment may differ from the employee's regular job duties and/or from job
13 duties regularly assigned to employees in the injured employee's class. Where appropriate
14 modified duty is not available within the employee's classification, on the employee's regular
15 shift, and in the employee's department, the employee may be temporarily assigned pursuant to
16 this section to work in another classification, on a different shift, and/or in another department,
17 subject to the approval of the Appointing Officer or designee. The decision to provide modified
18 duty and/or the impact of such decisions shall not be subject to grievance or arbitration.
19 Modified duty assignments may not exceed three (3) months. An employee assigned to a
20 modified duty assignment shall receive their regular base rate of pay and shall not be eligible for
21 any other additional compensation (premiums) and or out of class assignment pay as may be
22 provided under this Ordinance.
23

1
2 An employee who is absent because of an occupational disability and who is receiving
3 Temporary Disability, Vocational Rehabilitation Maintenance Allowance, State Disability
4 Insurance, may request that the amount of disability indemnity payment be supplemented with
5 salary to be charged against the employee's accumulated unused sick leave with pay credit
6 balance at the time of disability, compensatory time off, or vacation, so as to equal the normal
7 salary the employee would have earned for the regular work schedule. Use of compensatory
8 time requires the employee's Appointing Officer's approval.
9

10 An employee who wishes not to supplement, or who wishes to supplement with compensatory
11 time or vacation, must submit a written request to the Appointing Officer or designee within
12 seven (7) calendar days following the first date of absence. Disability indemnity payments will
13 be automatically supplemented with sick pay credits (if the employee has sick pay credits and is
14 eligible to use them) to provide up to the employee's normal salary unless the employee makes
15 an alternative election as provided in this section.
16

17 Employee supplementation of workers compensation payment to equal the full salary the
18 employee would have earned for the regular work schedule in effect at the commencement of the
19 workers compensation leave shall be drawn only from an employee's paid leave credits including
20 vacation, sick leave balance, or other paid leave as available. An employee returning from
21 disability leave will accrue sick leave at the regular rate and not an accelerated rate.
22
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1 Salary may be paid on regular time-rolls and charged against the employee's sick leave with pay,
2 vacation, or compensatory time credit balance during any period prior to the determination of
3 eligibility for disability indemnity payment without requiring a signed option by the employee.

4
5 Sick leave with pay, vacation, or compensatory time credits shall be used to supplement
6 disability indemnity pay at the minimum rate of one (1) hour units.

7
8 This provision clarifies and supersedes any conflicting provisions of the Civil Service
9 Commission Rules which are within the Charter authority of the Board of Supervisors.

10
11 **Section 29. State Disability Insurance (SDI) Coverage**

12 Upon a statement by a majority of employees in a classification, or by the sole incumbent in a
13 single position A or by the majority of employees in a multi-position A, requesting that they be
14 enrolled in the State Disability Program, the City shall take all necessary action to enroll affected
15 employees therein.

16
17 **Section 30. Compliance with Disability and Anti-Discrimination Statutes**

18 This Ordinance shall be interpreted, administered and applied in a manner that complies with the
19 provisions of federal, state and local disability and anti-discrimination statutes. The City shall
20 have the right to take whatever action it deems appropriate to ensure compliance with such laws.

Section 31. Tuition Reimbursement

The City will allocate \$10,000 for the Tuition Reimbursement Program for employees covered by this Ordinance. Employees shall not be reimbursed for more than \$500. Classes which will enhance an employee's work skills shall be considered as qualifying for tuition reimbursement. Tuition reimbursement must be approved by the employee's Appointing Officer and be in accordance with procedures determined by the Human Resources Director.

Section 32. Renewal Fees for Certifications, Licenses or Registrations

When a certificate, license or registration is required by the Civil Service Commission as a minimum qualification for City employment, the City may reimburse the employee for the amount of the mandatory fee for the renewal of such certificate, license or registration.

Section 33. Training, Career Development and Incentives

Unrepresented employees shall be on paid status when assigned to attend required educational programs scheduled during normal working hours.

Section 34. Life Insurance

The City shall provide life insurance in the amount of \$50,000 for Management Unrepresented Employees.

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Effective July 1, 1999, the City shall provide Miscellaneous Unrepresented Employees with six (6) months full-time continuous service a Long-Term Disability (LTD) plan that provides, after a one hundred eighty (180) day elimination period, sixty percent (60%) salary (subject to integration) up to age sixty-five (65). Employees who receive payment under the LTD plan shall not be eligible to continue receiving payments under the City's Catastrophic illness Program.

Section 36. Parental Release Time

Upon proper advance notification, covered employees may be granted up to forty (40) hours Parental Leave for fiscal year 1999-2000 – two (2) hours of which will be paid leave each semester – to participate in the activities of a school or licensed child day care facility of any of the employee's children. Parental leave shall not exceed eight (8) hours in any calendar month of the year.

In order to qualify for Parental leave, the employee must give reasonable notice to his/her immediate supervisor prior to taking the time off. The employee must provide written verification from the school or licensed child day care facility that he/she participated in school/child care related activities on a specific date and at a particular time, if requested by management.

The employee may utilize either existing vacation, compensatory time off, or personal (unpaid) leave to account for absences after the two (2) paid hours per semester have been used. If both of the child's parents are employed by the City at the same worksite, the entitlement to a planned absence applies only to the parent who first gives notice.

Denial of Parental Leave under this section is not subject to the grievance process.

Section 37. Mileage Reimbursement

Covered employees shall be reimbursed at the Controller's certified rate per mile when required to use their personal vehicle for City business.

Section 38. Severance Pay

The City will provide severance pay for employees in AC01 Executive Assistant I through AC22 Executive Assistant XXII positions.

When an employee is involuntarily removed or released from employment, the appointing officer will endeavor to inform the employee at least thirty (30) calendar days before his/her final day of work. Where the appointing officer is unable to inform the employee a full thirty (30) calendar days in advance, the employee shall receive pay in lieu of the number of days less than thirty (30) upon which he/she was informed.

If the employee has "bumping rights" and is returned to another City and County classification, the employee shall not be eligible to receive pay in lieu of notification of removal or release from employment.

1
2 **Section 39. Grievance Procedure**

3 Definition
4

5 A Grievance shall be defined as any dispute which involves the interpretation or application of
6 this Ordinance.
7

8 The grievance must state the circumstances on which the grievant claims to be aggrieved, the
9 section(s) of the Ordinance which the grievant believes violated and the remedy or solution being
10 sought by the grievant.
11

12 General Provisions
13

14 In no event shall a grievance include a claim for money relief for more than a thirty (30) working
15 day period prior to the initiation of the grievance.
16

17 If the supervisor or appointing officer fails to respond within the required time limits, the
18 grievant may then present the grievance in writing to the next higher step. If the grievant fails to
19 present the grievance to the next higher step within the required time limits, then the grievance
20 will be considered to be resolved.
21
22
23

1 The time limits set forth in this grievance procedure may be extended by mutual agreement
2 between the parties.
3

4 Any deadline date under this section that falls on a Saturday, Sunday or Holiday shall be
5 continued to the next business day.
6

7 Procedure
8

9 Step I Immediate Supervisor

10 An employee having a grievance must first discuss it with the employee's immediate supervisor.

11 The employee's immediate supervisor is the individual who immediately assigns, reviews or
12 directs the work of an employee.
13

14 If a solution to the grievance, satisfactory to the employee and immediate supervisor is not
15 accomplished by the informal discussion, the employee may pursue the matter further.
16

17 The employee shall submit a written statement of the grievance to the immediate supervisor
18 within fifteen (15) calendar days of the facts or event giving rise to the grievance or within
19 fifteen (15) calendar days from such time as the employee should have known of the occurrence
20 thereof.
21
22
23

1 The immediate supervisor will make every effort to arrive at a prompt resolution by investigating
2 the issue. He/she shall respond within five (5) calendar days.
3

4 Step II Department Head/Designee

5 If the employee is not satisfied with the decision rendered, the employee shall submit the
6 grievance in writing to the department head or designee within fifteen (15) calendar days of
7 receiving notification of that decision. The grievance shall include a specific description of the
8 basis for the claim, the Ordinance section(s) believed violated and the resolution desired. The
9 parties shall meet within fifteen (15) calendar days, unless a mutually agreed upon alternative is
10 established. The Department Head/designee shall, within fifteen (15) calendar days of receipt of
11 the written grievance, or within ten (10) calendar days of the date the meeting is held, whichever
12 comes later, respond in writing to the grievance, specifying his/her reason(s) for concurring with
13 or denying the grievance.
14

15 Step III Director, Employee Relations Division

16 If the employee is not satisfied with the decision of the Department Head/designee, the employee
17 shall submit the grievance to the Employee Relations Director within fifteen (15) calendar days
18 after receipt of the Department's decision.
19

20 The Director shall have thirty (30) calendar days after receipt of the written grievance in which to
21 review and seek resolution of the grievance and to render a decision concurring with or denying
22 the grievance. The Director's decision shall be final and binding.
23

1
2 **Savings Clause**

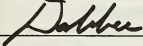
3 Should any part hereof or any provision herein be declared invalid by any decree of court of
4 competent jurisdiction, such invalidation of such part or portion of this ordinance shall not
5 invalidate the remaining portions hereof and the remaining portions hereof shall remain in full
6 force and effect for the duration of this ordinance.

7 Recodifications may have rendered the references to specific Civil Service Rules and Charter
8 sections contained herein incorrect. Such terms will be read as if they accurately referenced the
9 same sections in their newly codified form as of July 1, 1996.

10
11 This Ordinance shall be effective July 1, 1999.
12

13 APPROVED AS TO FORM:

14 LOUISE RENNE, CITY ATTORNEY

15 By  _____

16 Deputy City Attorney
17
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Attachment A

Miscellaneous Unrepresented Classifications (EGC:0001)

1130 Youth Commission Advisor, Board of Supervisors
1229 Special Examiner
1280 Employee Relations Assistant
1281 Employee Relations Representative
1471 Elections Worker
1649 Accountant Intern
1801 Supervising Performance Auditor
1942 Assistant Materials Coordinator
2529 Assistant Chief, Paramedic Division
2561 Optometrist
2576 Supervising Clinical Psychologist
2782 Laundry Superintendent
3238 Dance Instructor
3248 Pianist
3438 Tree Topper Supervisor II
3484 Agricultural Division Land Agent
3650 Medical Records Librarian
5264 Airport Noise Abatement Technician
5630 Water & Power Analyst I
6218 Inspector of Weights and Measures Trainee
7369 Apprentice Sheet Metal Worker
8121 Investigator, Protective Services, Public Transportation Department
8135 Assistant Chief Victim/Witness Investigator
8222 Housing Authority Police Officer
8247 Emergency Planning Coordinator
8446 Court Alternative Specialist I
9914 Public Service Aide – Administration
9916 Public Service Aide – Public Works
9920 Public Service Aide – Assistant to Professionals
9922 Public Service Aide – Associate to Professionals
9924 Public Service Aide – Health Services
A006 Parking Bureau Chief
A032 Traffic Sign Manager
A046 Transit Line Manager
A047 Water Supply Engineer
A100 Parking Enforcement Supervisor
A712 Hydrant Service Person
A739 Transit Maintenance Manager III
A837 Investigative Assistant
A919 Construction Contract Administration

Continued-

A922 Electronic Instrumentation Assistant Supervisor
AA37 Executive Assistant to the Assessor
AA56 Parking Citation Hearing Officer
AA63 Administrative Secretary, Port
AA85 Administrative Secretary, Transportation Commission
AB05 Deputy Clerk, Parking & Traffic
AB07 Information Clerk, Parking & Traffic
AB08 Assistant Division Chief Clerk, Parking & Traffic
AB21 Dual Diagnosis Specialist
AB26 Director of Taxpayer Assistant
AB27 Secretary, Commission on the Environment
AC01 Executive Assistant I
AC02 Executive Assistant II
AC03 Executive Assistant III
AC04 Executive Assistant IV
AC05 Executive Assistant V
AC06 Executive Assistant VI
AC07 Executive Assistant VII
AC08 Executive Assistant VIII
AC09 Executive Assistant IX
AC10 Executive Assistant X
AC11 Executive Assistant XI
AC12 Executive Assistant XII

Management Unrepresented Classifications (EGC:0002)

1113 Deputy Director, Retirement System
1282 Principal Employee Relations Representative
1283 Director, Employee Relations Division
1293 Human Resources Director
1378 Special Assistant XIX
1379 Special Assistant XX
1380 Special Assistant XXI
1849 Mayor's Program Manager
2953 Deputy General Manager, Department of Human Services
2978 Contract Compliance Officer
5502 Project Manager I
5504 Project Manager II
5506 Project Manager III
5508 Project Manager IV
8137 Chief/Victim Witness Investigator
A114 MIS Manager
A805 Telecommunication Systems Director
A827 Airport Parking Manager
AA77 Deputy Director, Operations, Dept. of Transportation
AA79 Deputy Director, Administration & Finance, Department of Transportation
AA80 Deputy Director, Capital Projects, Department of Transportation

Continued -

AA81 Executive Director, Ethics Commission
AB16 Operation Manager
AB29 Business & Economic Development Director
AB31 Executive Director, Department of the Environment
AB44 Confidential Chief Attorney II, (Civil & Criminal)
AC13 Executive Assistant XIII
AC14 Executive Assistant XIV
AC15 Executive Assistant XV
AC16 Executive Assistant XVI
AC17 Executive Assistant XVII
AC18 Executive Assistant XVIII
AC19 Executive Assistant XIX
AC20 Executive Assistant XX
AC21 Executive Assistant XXI
AC22 Executive Assistant XII



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990410

Date Passed:

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in classes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 1999.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

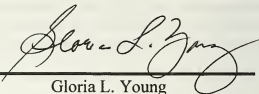
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990410

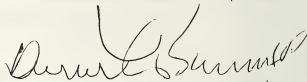
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

(Landmarks)

**DESIGNATING THE FIREBOAT HOUSE, PIER 22 1/2, AS LANDMARK NO. 225 PURSUANT TO
ARTICLE 10, SECTIONS 1004 AND 1004.4, OF THE PLANNING CODE.**

Be it ordained by the people of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds that The Fireboat House at Pier 22 1/2, on the east side of The Embarcadero on Lot 22 1/2 in Assessor's Block 9900, has a special character and special historical, architectural and aesthetic interest and value, and that its designation as a Landmark will further the purposes of, and conform to the standards set forth in Article 10 of the City Planning Code.

(a) Designation: Pursuant to Section 1004 of the City Planning Code, Chapter II, Part II of the San Francisco Municipal Code, The Fireboat House at Pier 22 1/2, is hereby designated as Landmark No. 225. This designation has been fully approved by Resolution No. 14775 of the Planning Commission, which Resolution is on file with the Clerk of the Board of Supervisors under File No. 990430 and which Resolution is incorporated herein and made part hereof as though fully set forth.

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MAY 20 1999

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(b) Required Data:

- (1) The description, location and boundary of the Landmark site is Lot 22 1/2 in Assessor's Block 9900.
- (2) The characteristics of the Landmark which justify its designation are described and shown in the Landmark Designation Report adopted by the Landmarks Preservation Advisory Board on November 18, 1998 and other

1 supporting materials contained in Planning Department Docket No.
2 1998.912L.

- 3 (3) That the particular exterior features that should be preserved, or replaced
4 in-kind as determined necessary are those generally described in the
5 Landmark Designation Report adopted by the Landmarks Preservation
6 Advisory Board on November 18, 1998 on File in Planning Department
7 Docket No. 1998.912L, and Planning Commission Resolution No. 14775,
8 both of which are incorporated in this designation ordinance as though fully
9 set forth.

10
11 APPROVED AS TO FORM:

12 LOUISE H. RENNE

13
14 BY 

15
16 Lisa-Anne Wong

17 Deputy City Attorney

RECOMMENDED:

12 PLANNING COMMISSION

13
14 BY 

15
16 Gerald G. Green

17 Director of Planning



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990430

Date Passed:

Ordinance designating the Fireboat House, Pier 22 1/2, as Landmark No. 225 pursuant to Article 10, Sections 1004 and 1004.4, of the Planning Code.

March 29, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Newsom, Teng, Yaki, Yee, Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno

April 5, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990430

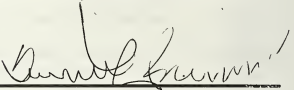
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 5, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 16 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990482

ORDINANCE NO. 82-99
RO#98085

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF VICTORIA LEE, A MINOR, BY AND
THROUGH HER GUARDIAN AD LITEM, GAN SUEY LEE AGAINST THE CITY AND
COUNTY OF SAN FRANCISCO FOR \$850,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled

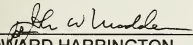
"VICTORIA LEE, A MINOR, BY AND THROUGH HER GUARDIAN AD LITEM, GAN SUEY
LEE, et al., v. City and County of San Francisco, et al., Superior Court No. 993-057 by the
payment of \$850,000.

APPROVED AS TO FORM AND
RECOMMENDED:

LOUISE H. RENNE
City Attorney


PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:


EDWARD HARRINGTON
Controller

5M-AAA AAA 35-00-00
352110 05311 \$850,000.00

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MAY 20 1999

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NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990482

Date Passed:

Ordinance authorizing settlement of litigation of Victoria Lee, a minor, by and through her Guardian Ad Litem Gan Suey Lee against the City and County of San Francisco by payment of \$850,000.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Brown, Teng

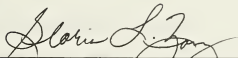
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990482

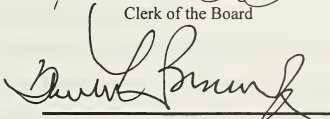
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 20 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [FALSE ENDORSEMENTS ON CAMPAIGN LITERATURE]

2 AMENDING CHAPTER 16 OF THE ADMINISTRATIVE CODE BY ADDING A NEW ARTICLE
3 XIID TO PROHIBIT FALSE ENDORSEMENTS ON CAMPAIGN LITERATURE

4 Note: This entire section is new.

5 Be it ordained by the People of the City and County of San Francisco:

6 Section 1. Chapter 16 of the San Francisco Administrative Code is hereby amended
7 by adding Article XIID, Sections 16.550 to 16.555 to read as follows:

8 SEC. 16.550. Purpose. Campaign literature that falsely represents the endorsement
9 of current and former public officials, candidates, political clubs, and organizations has been
10 distributed in recent local elections. These false representations undermine the integrity of
11 the electoral process by misleading and confusing voters about the actual support for, or
12 opposition to, candidates or ballot measures. It is too burdensome for individual voters,
13 inundated with campaign messages, to verify the accuracy of such claims and for persons
14 whose positions are misrepresented to correct the misrepresentations. Prohibiting knowingly
15 false representations in campaign literature during the limited period when effectively
16 responding to them is most difficult will serve the City's paramount interest in ensuring the
17 integrity of the electoral process.

18 SEC. 16.551. Definitions. For purposes of this article, the following definitions apply:

19 (A) Campaign literature. The term "campaign literature" includes but is not limited to
20 any flyer, doorhanger, pamphlet, brochure, card, billboard, or advertisement urging support
21 for or opposition to one or more candidates or ballot measures. The term "campaign
22 literature" does not include bumper stickers, pins, stickers, hat bands, badges, ribbons and
23 other similar campaign memorabilia.

24 (B) Candidate. The term "candidate" has the same meaning as in section 16.503(a) of
25 this Code.

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1 (C) Civil enforcement authority. The term "civil enforcement authority" shall have the
2 same meaning as in section 16.503(f) of this Code.

3 (D) Measure. The term "measure" has the same meaning as in section 16.503(g) of
4 this Code.

5 (E) Person. The term "person" has the same meaning as in section 16.503(j) of this
6 Code.

7 (F) Sponsor. The term "sponsor" means to pay for, direct, supervise or authorize the
8 production of campaign literature.

9 (G) Voter. The term "voter" means a voter registered to vote in San Francisco.

10 SEC. 16.552. Distribution of Campaign Literature Containing False Endorsement
11 Prohibited. No person may sponsor any campaign literature that is distributed within 90 days
12 prior to an election and that contains a false endorsement, where the person acts with
13 knowledge of the falsity of the endorsement or with reckless disregard for the truth or falsity of
14 the endorsement. A false endorsement is a statement, signature, photograph, or image
15 representing that a person endorses support of or opposition to a candidate or measure when
16 in fact the person does not endorse support of or opposition to the candidate or measure as
17 stated or implied in the campaign literature.

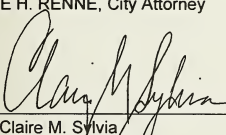
18 SEC. 16.553. Restraining order or injunction. The civil enforcement authority, or any
19 voter, may bring a civil action for injunctive relief against the publication, printing, circulation,
20 or posting of campaign literature that violates section 16.552. No voter may commence an
21 action under this section without first providing written notice to the civil enforcement authority
22 of intent to commence an action. A Court may award reasonable attorney's fees and costs to
23 any voter who obtains injunctive relief under this section. If the Court finds that an action
24 brought by a voter under this section is frivolous, the Court may award the defendant
25 reasonable attorney's fees and costs.

1 SEC. 16.554. Penalties. Any person who violates section 16.552 shall be liable in a
2 civil action brought by the civil enforcement authority for an amount up to \$5000.

3 SEC. 16.555. Severability. The invalidity of any clause, sentence, paragraph,
4 subdivision, section, or portion of this Article, or the invalidity of the application thereof to any
5 person or circumstances, shall not affect the validity of the remainder of this article or the
6 validity of its application to other persons or circumstances.

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9
10 APPROVED AS TO FORM:

11 LOUISE H. RENNE, City Attorney

12
13
14 By: 

15 Claire M. Sylvia
16 Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 981596

Date Passed:

Ordinance amending Chapter 16 of the Administrative Code by adding a new Article X11D, Sections 16.550 to 16.555 to prohibit false endorsements on campaign literature.

April 5, 1999 Board of Supervisors — PASSED, ON FIRST READING

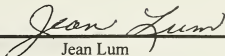
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 12, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 2 - Brown, Teng

File No. 981596

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 12, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Jean Lum
Acting Clerk of the Board

APR 23 1999

Date Approved



Mayor Willie L. Brown Jr.

As amended in committee
March 31, 1999.
As Amended in Board
April 5, 1999

ORDINANCE NO. 84-99

FILE NO. 990212

(Government Funding)

RO#98069

SA#27

retroactively \$1,685,431

APPROPRIATING ~~\$2,127,526~~ FROM THE GENERAL FUND RESERVE TO FUND THE INCREASED COST OF PROVIDING EMERGENCY MEDICAL SERVICE (911) AND FOR TRAINING FIRE DEPARTMENT STAFF IN THE USE OF THE NEW EMERGENCY COMMUNICATIONS SYSTEM AND AUTOMATED INFORMATION SYSTEM AND PROVIDING FOR THE CREATION OF 18 POSITIONS AT THE FIRE DEPARTMENT FOR FISCAL YEAR 1998-99 ~~PLACING \$386,900 ON RESERVE.~~

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Debit	Amount	Credit
--------------------------	---	-------	--------	--------

Fund	Department	Program
1G-AGF-AAA	GEN-01	FCZ
General Fund	General City Responsibility	General City Responsibility

Funding Sources

097-097GR	General Fund Reserve	\$1,685,431	
(*CON1GAGFAAA)		~~-\$2,127,526~~	mlr

Fund	Department	Program
1G-AGF-AAA		ASO
General Fund	Fire Department	Emergency Medical/Paramedic Services

Funding Uses

001-00201	Permanent Salaries-Uniform	\$450,231	mlr
(315014)		~~-\$513,951~~	
013-01900	Fringe Benefits	\$ 99,050	mlr
(315014)		~~-\$113,069~~	
001-01100	Overtime - Budget	\$1,066,005	mlr
(315014)		~~-\$1,420,506~~	
021-03599	Other Current Expenses	\$ 35,145	mlr
(315011)		~~-\$45,000~~	

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Department and Number	Source of Funds and Purpose of Appropriation	Amount	
		Debit	Credit
040-04941 (315011)	Minor Furnishing		\$35,000
	Total	<u>\$1,685,431</u> <u>- \$2,127,526</u>	<u>\$1,685,431</u> <u>- \$2,127,526</u>

Section 2. Funds are appropriated for the creation of 18 positions by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 990213) as Follows:

<u>Class No.</u>	<u>Classification Title</u>	<u>Rate</u>	<u>No. of Position Created</u>
Program: AEC - Fire Suppression			
<u>Index Code: 315014; Sub-Object: 00201</u>			

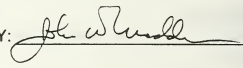
H2 N	Firefighter	1544B2164	<u>18</u>
------	-------------	-----------	-----------

~~Section 3. Funds in the amount of \$386,900 are placed on reserve for the Fire Department to report back to the Finance and Labor Committee by May 1, 1999.~~

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: see original for signature
DEPUTY CITY ATTORNEY

BY: 

DEPARTMENT OF HUMAN RESOURCES

BY: see original for signature
ANDREA R. GOURDINE, DIRECTOR

n:\excel\appro31sa#27



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990212

Date Passed:

Ordinance appropriating retroactively \$1,685,431, Fire Department, from General Fund Reserve to fund the increases cost of providing emergency medical service (911) and for training Fire Department staff in the use of the new emergency communications system and automated information system and providing for the creation of 18 positions for fiscal year 1998-1999.

April 5, 1999 Board of Supervisors — AMENDED

Ayes: 7 - Becerril, Bierman, Brown, Katz, Kaufman, Teng, Yaki

Noes: 4 - Ammiano, Leno, Newsom, Yee

April 5, 1999 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 1 - Yee

April 12, 1999 Board of Supervisors — FINALLY PASSED

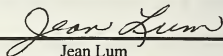
Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki

Noes: 1 - Yee

Absent: 1 - Brown

File No. 990212

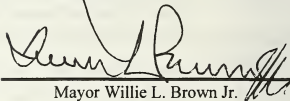
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 12, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Jean Lum
Acting Clerk of the Board

APR 23 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990213

ORDINANCE NO. 85-99

PUBLIC EMPLOYMENT

SAL. ORD. AMEND. NO. 7

AMENDING ORDINANCE NO. 243-98 (ANNUAL SALARY ORDINANCE, 1998/99) REFLECTING
THE CREATION OF EIGHTEEN POSITIONS ^{retroactively,} AT THE SAN FRANCISCO FIRE DEPARTMENT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 243-98 (Annual Salary
Ordinance, 1998/99) are hereby amended so that the same shall read as follows:

Department:	FIR	Fire Department
Program:	AEC	Fire Suppression
Sub-Fund:	1G AGF AAA	GF-Non-Project Controlled

<u>Amendment</u>	<u>No.</u> <u>Pos.</u>	<u>Class and</u> <u>Item No.</u>	<u>Compensation</u> <u>Schedule</u>
18.00 Added	18.00	H 2 N Firefighter.....	SC \$1544B2164

DOCUMENTS DEPT.

MAY 20 1999

SAN FRANCISCO
PUBLIC LIBRARY

APPROVED AS TO CLASSIFICATION:
DEPARTMENT OF HUMAN RESOURCES


HUMAN RESOURCES DIRECTOR

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: 
DEPUTY CITY ATTORNEY

NO. 7



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990213

Date Passed:

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999) reflecting the creation of 18 positions retroactively, at the Fire Department.

April 5, 1999 Board of Supervisors — PASSED ON FIRST READING

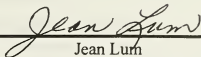
Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 1 - Yee

April 12, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki
Noes: 1 - Yee
Absent: 1 - Brown

File No. 990213

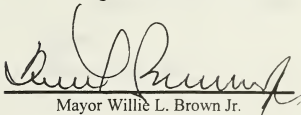
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 12, 1999 by
the Board of Supervisors of the City and
County of San Francisco.


Jean Lum

Acting Clerk of the Board

APR 23 1999

Date Approved


Mayor Willie L. Brown Jr.

FILE NO. 990438

ORDINANCE NO. 86-99

(Government Funding)

RO#98084
SA#33

APPROPRIATING \$481,000 OF PUBLIC LIBRARY PRESERVATION FUNDS FOR THE PURCHASE OF BOOKS AND MATERIALS, INSTALLATION OF PORTABLE SHELVES AT THE BROOKS HALL, DEVELOPMENT OF A BACK-UP HVAC SYSTEM, AND PURCHASE OF A NEW VIDEO EDITING SYSTEM AT THE PUBLIC LIBRARY FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

<u>Department and Number</u>	<u>Source of Funds and Purpose of Appropriation</u>	<u>Debit</u>	<u>Amount</u>	<u>Credit</u>
------------------------------	---	--------------	---------------	---------------

<u>Fund</u>	<u>Department</u>	<u>Program</u>
2S-LIB-NPR	LIB-01	EIB
Public Library	Public Library	Library Management
Preservation Fund		

Funding Sources

400-44929 (415004)	Misc. Federal Subvention	\$481,000
-----------------------	--------------------------	-----------

Funding Uses

021-02799 (415235)	Other Professional Services	\$150,000
040-04971 (415033)	Books - Library Only	\$250,000
060-06041 (415230)	Shop, Bldg. & Field Maintenance Equipment	\$41,000
060-06051 (415233)	Communications Equipment	\$40,000

Total

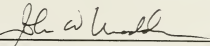
\$481,000

\$481,000

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: 
DEPUTY CITY ATTORNEY
Supervisor Teng

BY: 

DOCUMENTS DEPT.



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990438

Date Passed:

Ordinance appropriating \$481,000, Public Library, of Public Library Preservation Funds, for the purchase of books and materials, installation of portable shelves at the Brooks Hall, development of back-up HVAC system, and purchase of a new video editing system, for fiscal year 1998-1999.

April 5, 1999 Board of Supervisors — PASSED, ON FIRST READING

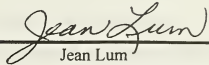
Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

April 12, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee
Absent: 2 - Brown, Teng

File No. 990438

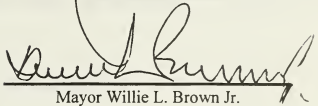
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 12, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Jean Lum
Acting Clerk of the Board

APR 23 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990437

ORDINANCE NO. 87-99
RO#98082

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF ARNOLD JONES AGAINST THE CITY
AND COUNTY OF SAN FRANCISCO FOR \$614,400.00.

Be it ordained by the People of the City and County of San Francisco:

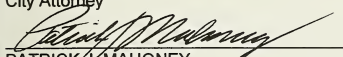
Section 1. The City Attorney is hereby authorized to settle the action entitled "Arnold Jones, et al., v. City and County of San Francisco, et al.", United States District Court No. c91-3453 WHO by the payment of \$614,400.

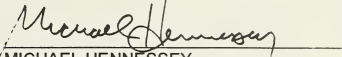
APPROVED AS TO FORM AND
RECOMMENDED:

RECOMMENDED:

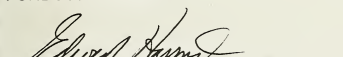
LOUISE H. RENNE
City Attorney

SHERIFF'S DEPARTMENT


PATRICK J. MAHONEY
Chief Trial Deputy


MICHAEL HENNESSEY
Sheriff

FUNDS AVAILABLE:


EDWARD HARRINGTON
Controller

1G-AGF-AAA 97-09-06
975021 05311 \$614,400.00

DOCUMENTS DEPT.

MAY 20 1999

SAN FRANCISCO
PUBLIC LIBRARY

NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990437

Date Passed:

Ordinance authorizing settlement of litigation of Arnold Jones against the City and County of San Francisco by payment of \$614,400.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Brown, Teng

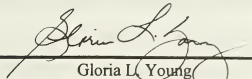
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990437

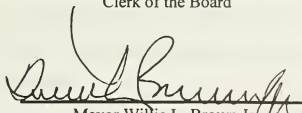
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 23 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 981443

ORDINANCE NO. 88-99

[Taxicab Permit Fees]

AMENDING ARTICLE 1, CHAPTER VIII, PART II OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY AMENDING SECTIONS 2.26.1 AND 2.27.1, TO ADJUST PERMIT AND LICENSE FEE SCHEDULES FOR MOTOR VEHICLES FOR HIRE AND TO GIVE A 50-PERCENT DISCOUNT FOR FOUR YEARS ON PERMIT FEES FOR TAXICABS AND RAMPED TAXICABS OPERATING ON COMPRESSED NATURAL GAS, AND AMENDING ARTICLE 16, DIVISIONS I AND II, BY AMENDING SECTIONS 1080, 1088 AND 1125, TO INCLUDE FEES AUTHORIZED BY THOSE SECTIONS IN PERMIT AND LICENSE FEE SCHEDULES FOR MOTOR VEHICLES FOR HIRE.

Note: Additions or substitutions are underlined;
deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 1 of the San Francisco Police Code is hereby amended by amending Sections 2.26.1 and 2.27.1, to read as follows:

SEC. 2.26.1. SCHEDULE OF PERMITS AND FILING FEES.

Notwithstanding the provisions of Section 1085 of this Code, the following filing fees, payable in advance to the Police Department, are required when submitting applications for Motor Vehicle for Hire permits to the Police Department:

TYPE OF PERMIT	FILING FEE
<u>Color Scheme, New</u>	
<u>1-5 medallions</u>	<u>\$ 500</u>
<u>6-15 medallions</u>	<u>1,000</u>
<u>16-49 medallions</u>	<u>2,000</u>

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MAY 20 1999

SAN FRANCISCO
PUBLIC LIBRARY

1	<u>50 or more medallions</u>	<u>2,500</u>
2	Color Scheme Change	<u>125</u> ((68))
3	Interurban Bus	268
4	Jitney Bus Driver	53
5	Jitney Bus Owner	268
6	Limousine	268
7	<u>Lost Medallion</u>	<u>150</u>
8	<u>Metallic Medallion</u>	<u>25</u>
9	Motorized Rickshaw	268
10	<u>Public Convenience & Necessity Application</u>	<u>200</u>
11	Public Passenger Vehicle Driver	<u>65</u> ((53))
12	Ramped Taxicab	<u>325</u> ((277))
13	Sightseeing Bus	268
14	Taxicab	<u>450</u> ((268))
15	Taxicab Radio Dispatch Service	<u>2,500</u> ((347))
16	<u>provided, however, that a 50 percent credit shall be allowed against the filing fee for each</u>	
17	<u>taxicab or ramped taxicab operating on compressed natural gas. The discount for CNG</u>	
18	<u>vehicles shall expire on January 1, 2003.</u>	

19

20 **SEC. 2.27.1. SCHEDULE OF LICENSE FEES FOR MOTOR VEHICLE FOR**

21 **HIRE PERMITS ISSUED BY THE POLICE DEPARTMENT.**

22 Notwithstanding the provisions of Section 1085 of this Code, the following license fees

23 are payable to the Tax Collector for permits issued by the Police Department and, when

24 applicable, for their renewal:

25 Note: All license fees are at an annual rate unless otherwise indicated.

TYPE OF PERMIT

LICENSE FEE

Color Scheme, Renewal

1-5 medallions

\$ 500

6-15 medallions

1,000

16-49 medallions

2,000

50 or more medallions

2,500

Interurban Bus

277

Jitney Bus Driver

58

Jitney Bus Owner

277

Limousine

277

Motorized Rickshaw

277

Public Passenger Vehicle Driver

40 ((29))

Ramped Taxicab

175 ((138))

Sightseeing Bus

277

Taxicab Radio Dispatch Service

2,500 ((346))

Taxicab

550 ((346))

provided, however, that a credit of \$ 220 ((208)) shall be allowed against the fee for each taxicab licensed by an operator who has agreed to participate throughout the permit year in the Paratransit Program referred to in Section 1135 of this Code; further provided, however, that a 50 percent credit shall be allowed against the licensing fee for each taxicab or ramped taxicab operating on compressed natural gas. The discount for CNG vehicles shall expire on January 1, 2003.

Section 2. Article 16 of the San Francisco Police Code is hereby amended by amending Sections 1080, 1088, and 1125, to read as follows:

1 **SEC. 1080. PERMIT APPLICATIONS.**

2 **(a) Forms and Applications; Notice of Hearing.** Application for a permit required by
3 this Article shall be made to the Police Commission on a form to be furnished by the Police
4 Commission. The form shall specify, and the application shall state, such information as the
5 Police Commission reasonably shall require. Within 14 days of the filing of such an
6 application with the Police Commission, it shall cause a notice to be published in a
7 newspaper approved for the giving of official notices of the City and County of San Francisco,
8 which notice shall state that an application has been filed for a permit pursuant to this Article
9 (specifying the type, kind or class), the name of the applicant, the kind of equipment to be
10 used, and such other information as may be necessary to identify the applicant and to specify
11 the type, kind or class of permit or service. If the hearing on an individual application is held
12 more than 45 days after the last such notice was published, that notice shall be republished,
13 commencing at least 14 days prior to the hearing. The notices required by this Section shall
14 be published for three successive days and shall state the date, time, and place set for the
15 hearing thereon.

16 **(b) Fee for Application.** Applicants for permits authorized by this Article shall pay to
17 the City and County of San Francisco a sum set by ordinance to cover the costs of
18 advertising, investigating, and processing the application for each permit ((, such sum to be
19 determined periodically as deemed appropriate by the Police Commission)). No application
20 for a permit under this Article shall be deemed to be complete until and unless such sum is
21 fully paid.

22 **(c) Applications Deemed Active.** Every application for a motor vehicle for hire permit
23 shall be deemed to remain active and shall be considered until the earliest of the following
24 events:

- 25 (1) The applicant withdraws the application in writing;

1 (2) The applicant is deemed to be ineligible by a vote of the Police
2 Commission; or

3 (3) The applicant receives a permit;

4 (d) Notwithstanding the provisions of Subsection (c), the Chief of Police may adopt
5 regulations requiring applicants periodically to reaffirm that their applications are active.
6

7 **SEC. 1088. MEDALLIONS.**

8 (a) **Issuance and Display.** The Police Department shall issue a metallic medallion of
9 a design approved by the Police Commission for each motor vehicle for hire license issued
0 pursuant to the provisions of Sections 1079 through 1081 hereof. During all hours of
1 operation of a motor vehicle for hire, the medallion shall be placed in the lower right corner of
2 the windshield in such a manner that the serial number shall be clearly visible from the
3 exterior of the vehicle; provided, however, that the Chief of Police shall designate the manner
4 of displaying the medallion on motorized rickshaws and limousines.

5 (b) **Medallion Fees.** Every motor vehicle for hire permit holder shall pay to the Police
6 Department for each metallic motor vehicle for hire medallion a sum set by ordinance to cover
7 the costs of producing and processing each such metallic motor vehicle for hire medallion as
8 may be issued to him or her pursuant to the provisions of this Section. Said fees shall be
9 paid once each calendar year ((in an amount to be determined annually by the Police
0 Commission)).
1

2 **SEC. 1125. TAXICAB COLOR SCHEMES; ADOPTION; PERMITS; CHANGES.**

3 (a) **Color Scheme Required.** Upon the issuance of a taxicab permit, every taxicab
4 permittee shall adopt a distinguishing taxicab color scheme that has been approved by the
5 Chief of Police pursuant to Subsection (b) of this Section. The taxicab permittee's choice of

1 color scheme shall be subject to the approval of the Chief of Police, which approval shall be
2 given except when it clearly would not be in the public interest to do so.

3 (b) **Color Scheme Permits.** Any holder of a taxicab permit or a taxicab dispatch
4 service permit under this Article may apply to the Chief of Police for taxicab color scheme
5 permit pursuant to Section 1080 of this Article. That permit shall entitle the holder to the
6 exclusive rights to the use of that taxicab color scheme for taxicabs licensed pursuant to this
7 Article; provided, however, that the permittee under this Subsection may authorize taxicab
8 permit holders to adopt the licensed taxicab color scheme, as set forth in Subsection (a).
9 Notwithstanding the provisions of Section 1083 of this Article (nontransferability of permits),
10 the permits issued pursuant to this Section are transferable, subject to the approval of the
11 Chief of Police, who shall determine that the proposed transferee meets the criteria set forth
12 in Section 1081 of this Article. The permittee shall give notice to the Chief of Police of any
13 intended transfer at least 14 days prior to any such transfer. Applicants for permits
14 authorized by this Section, as well as for color scheme changes and renewal of permits, shall
15 pay to the City and County of San Francisco a sum set by ordinance to cover the costs of
16 advertising, investigating, and processing the application for each permit

17 (c) **Existing Color Scheme.** All persons and entities who, prior to the effective date
18 of this Article, have obtained permission from the Chief of Police to use a taxicab color
19 scheme are hereby deemed to be permittees under this Section; provided, however, that
20 such persons or entities shall hereafter pay to the Chief of Police the taxicab color scheme
21 permit fee as established by the Chief of Police.

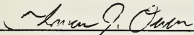
22 (d) **Change of Color Scheme.** It shall be unlawful for any taxicab permittee or
23 operator to make or cause to be made any change whatsoever in the distinguishing color
24 scheme of any taxicab without the prior written approval of the Chief of Police. No change in
25 distinguishing taxicab color scheme shall be allowed if such change will result in the

1 discontinuance, interruption or reduction of radio-dispatched taxicab service, and the Chief of
2 Police shall consider the impact of a proposed change of distinguishing taxicab color scheme
3 upon the quantity and quality of radio-dispatched taxicab service available to the public before
4 allowing any such change.

5
6
7
8 APPROVED AS TO FORM:

9 LOUISE H. RENNE, City Attorney

10
11
12 By:


THOMAS J. OWEN
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 981443

Date Passed:

Ordinance amending Police Code Sections 2.26.1 and 2.27.1 to adjust permit and license fee schedules for motor vehicles for hire and to give a 50-percent discount for four years on permit fees for taxicabs and ramped taxicabs operating on compressed natural gas and amending Sections 1080, 1088 and 1125 to include fees authorized by those sections in permit and license fee schedules for motor vehicles for hire.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

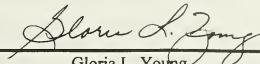
Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Brown

April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee
Absent: 3 - Bierman, Newsom, Teng

File No. 981443

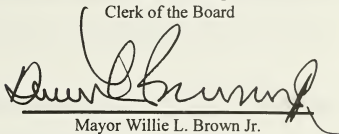
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.



FILE NO. 990299

ORDINANCE NO. 89-99

[Due Date for Taxes]

AMENDING ARTICLE 12-B OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE BUSINESS REGULATIONS) BY AMENDING SECTION 1009
THERETO, PROVIDING THAT TAXES SHALL BE DUE AND PAYABLE ON THE FIRST
DAY OF JANUARY OF EACH YEAR; PROVIDING THAT TAXES SHALL BECOME
DELINQUENT IF NOT PAID ON OR BEFORE THE LAST DAY OF FEBRUARY OF SUCH
YEAR; REQUIRING INSTALLMENT PAYMENTS OF TAXES IN EXCESS OF \$2,500; AND
IMPOSING A MONTHLY PENALTY OF 5 PERCENT ON DELINQUENT TAXES, UP TO 20
PERCENT IN THE AGGREGATE.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:
Section 1. Article 12-B of Part III of the San Francisco Municipal Code is hereby

amended by amending Section 1009, to read as follows:

SEC. 1009. PAYMENTS, RETURNS, PREPAYMENTS AND EXTENSIONS. (a) Due
Date of Taxes. Unless otherwise specifically provided for in other provisions of this
ordinance, the taxes imposed by this ordinance shall become due and payable to the Tax
Collector annually on or before ((the last day of the month of February next succeeding each
respective annual period)) the first day of January of each year and shall become delinquent
if not paid on or before the last day of February of each year.

(b) **Return: Time for Filing; Persons Required to File; and Execution.** Unless
otherwise specifically provided for in other provisions of this ordinance, each person subject
to the tax imposed by this Article and any person who would be subject to tax imposed by this

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SUPERVISOR KAUFMAN, NEWSOM
BOARD OF SUPERVISORS

MAY 20 1999

SAN FRANCISCO
PUBLIC LIBRARY

Page 1
2/10/99

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Article but for the provisions of Section 1005.3 (Small Business Exemption) shall, on or before the last day of February of each year and concurrently with the payment of the tax herein imposed, file a return for the preceding annual period with the Tax Collector, in such form as the Tax Collector may prescribe.

(c) **Contents of Return.** Returns shall show the amount of tax due for the related period and such other information as may be reasonably required by the Tax Collector for the purpose of ascertaining the amount of tax due.

(d) **Prepayments.** Notwithstanding the dates otherwise provided for herein for the payment of the tax due hereunder, every person who becomes liable for payment of a total business tax in an amount in excess of ((\$1,000)) \$2,500, shall be required to make tax payment for the following calendar year in two installments.

The first installment (hereinafter called "tax prepayment"), shall be a credit against the total business tax liability attributable to said following calendar year, and shall be in an amount equal to $\frac{1}{2}$ of the estimated business tax liability for the then-current year. Said estimated business tax liability shall be computed by using $\frac{1}{2}$ of the gross receipts (for each business category) for the preceding tax year plus a two percent growth factor, and the rate of tax (for each business category) applicable to the current year. The second installment shall be in an amount equal to total business tax liability, less the amount of any tax prepayment actually paid. Such prepayment shall become due and payable every July 1st and shall become delinquent every August 1st. Any tax prepayment required hereunder which is not paid before the delinquency date shall bear a penalty of ((10)) 5 percent of the

1 amount of delinquent tax prepayment, in addition to the amount of such delinquent tax
2 prepayment, if the delinquency is for not more than one month, with an additional 5 percent
3 for each month or fraction of a month during which such failure continues, up to 20% in the
4 aggregate, and shall also bear interest from the date of the delinquency on the amount of
5 delinquent tax payment at the rate of one percent per month or fraction thereof, for each
6 month of said delinquency. Said prepayment shall be accompanied by a tax prepayment form
7 prepared by the Tax Collector, but failure of the Tax Collector to furnish the taxpayer with a
8 tax prepayment form shall not relieve the taxpayer of the tax prepayment obligation set forth
9 herein. If the taxpayer can establish by clear and cogent evidence that said prepayment will
10 amount to more than the total tax liability for the calendar year in which the tax prepayment
11 becomes due, the Tax Collector may, in writing, adjust the amount of the tax prepayment.
12

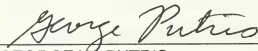
13
14 (e) **Large Firm Prepayments.** Notwithstanding the dates otherwise provided for
15 herein for the payment of the tax due hereunder each person subject to the tax imposed by
16 this Article with a total tax liability of \$50,000 or more in the preceding year shall be required
17 to make tax payment for the taxes due on the last day of February of the following year in four
18 quarterly installments. The first, second, and third quarterly installments ("quarterly
19 prepayments"), which shall become due and payable every April 1st, July 1st and October 1st
20 and shall become delinquent every May 1st, August 1st and November 1st respectively, shall
21 be a credit against the payments due on the last day of February of the following year.
22 Quarterly prepayments due hereunder shall be in an amount equal to $\frac{1}{4}$ the estimated
23 business tax liability for the then-current year. Said estimated business tax liability shall be
24 computed by using $\frac{1}{4}$ of the gross receipts (for each business category) for the preceding
25

1 annual filing period plus a two percent growth factor, and the rate of tax (for each business
2 category) applicable to the current annual filing period. The fourth installment shall be in an
3 amount equal to the total business tax liability for the annual period, less the amount of any
4 quarterly prepayment actually paid. Any quarterly prepayment required hereunder which is
5 not paid before the delinquency date shall bear a penalty of ((10)) 5 percent of the amount of
6 delinquent quarterly prepayment, in addition to the amount of such delinquent tax
7 prepayment, if the delinquency is for not more than one month, with an additional 5 percent
8 for each month or fraction of a month during which such failure continues, up to 20% in the
9 aggregate, and shall also bear interest from the date of the delinquency on the amount of
10 delinquent tax payment, at the rate of one percent per month or fraction thereof, for each
11 month of said delinquency. Said quarterly prepayment shall be accompanied by a
12 prepayment form prepared by the Tax Collector, but failure of the Tax Collector to furnish the
13 taxpayer with a prepayment form shall not relieve the taxpayer of the tax prepayment
14 obligation set forth herein. If the taxpayer can establish by clear and cogent evidence that any
15 quarterly prepayment will make the sum of all prepayment made in an annual filing period
16 exceed the total tax liability for the annual filing period in which the tax prepayment becomes
17 due, the Tax Collector may, in writing, adjust the amount of the tax prepayment.

18
19 APPROVED AS TO FORM:

20 LOUISE H. RENNE, City Attorney

21
22
23 By:


24 GEORGE W. PUTRIS
Deputy City Attorney

25
SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990299

Date Passed:

Ordinance amending Municipal Code, Part III, Article 12-B, by amending Section 1009 providing that taxes shall be due and payable on the first day of January each year, providing that taxes shall become delinquent if not paid on or before the last day of February of such year; requiring installment payments of taxes in excess of \$2,500; and imposing a monthly penalty of 5 percent on delinquent taxes, up to 20 percent in the aggregate.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

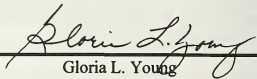
Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Brown

April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee
Absent: 3 - Bierman, Newsom, Teng

File No. 990299

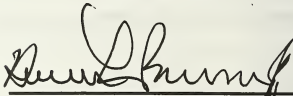
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990300

ORDINANCE NO. 90-99

[Authority to Examine Records]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 6.4-1
THERETO, PERMITTING THE TAX COLLECTOR TO INSPECT, EXAMINE AND COPY THE
RECORDS OF TAXPAYERS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of Part III of the San Francisco Municipal Code is hereby amended
by amending Section 6.4-1, to read as follows:

SEC. 6.4-1. RECORDS; INVESTIGATION; SUBPOENAS. (a) Every taxpayer shall
keep and preserve such records for a period of seven years as may be necessary to
determine the amount of tax for which he or she may be liable, including all local, State and
federal tax returns of any kind. The Tax Collector shall have the right to inspect, examine and
copy such records at any time during normal business hours. Refusal to allow full inspection,
examination or copying of such records shall subject the taxpayer to the penalties authorized
under Section 6.17-3. Where the taxpayer does not have the necessary records to determine
liability under the Municipal Code or fails to produce such records in a timely fashion, the Tax
Collector may determine the taxpayer's liability based upon any information in the Tax
Collector's possession or that may come into the Tax Collector's possession.

(b) The Tax Collector may order any persons, whether as taxpayers, supposed
taxpayers or witnesses, to produce for inspection, examination and copying at the Tax
Collector's office all books, papers and records which the Tax Collector believes may have
relevance to enforcing compliance with the provisions of Part III of the Municipal Code, and
may also order the attendance before the Tax Collector of all persons, whether as taxpayers,

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BOARD OF SUPERVISORS

MAY 20 1999

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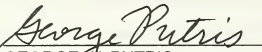
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1 supposed taxpayers or witnesses, whom the Tax Collector believes may have any knowledge
2 thereof. The Tax Collector may issue, and serve, subpoenas to carry out these provisions. As
3 an alternative to production at the Tax Collector's office, the Tax Collector may agree to
4 inspect, examine and copy the requested books, papers and records at the taxpayer's place
5 of business or some other mutually acceptable location, and may require the taxpayer to
6 reimburse the City for the Tax Collector's ordinary and reasonable expenses incurred in the
7 inspection, examination and copying of such books, papers and records, including food,
8 lodging, transportation and other related items, as appropriate.

9
10 APPROVED AS TO FORM:

11 LOUISE H. RENNE, City Attorney

12
13
14 By:


15 GEORGE W. PUTRIS
16 Deputy City Attorney
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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990300

Date Passed:

Ordinance amending Municipal Code, Part III, Article 6 (Revenue and Finance/Business Regulations), by amending Section 6.4-1, permitting the Tax Collector to inspect, examine and copy the records of taxpayers.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

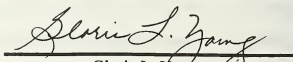
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990300

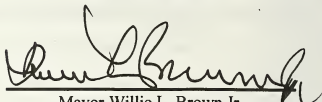
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

[Stadium Tax]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 6.7-2
THERETO, PROVIDING THAT ALL AMOUNTS OF STADIUM OPERATOR ADMISSION
TAXES ARE GENERALLY DUE AND PAYABLE TO THE TAX COLLECTOR WITHIN FIVE
DAYS AFTER THE TAXABLE EVENT, AND REQUIRING STADIUM OPERATORS TO FILE
RETURNS WITHIN THE TIME LIMITS SET FORTH IN SECTION 804 OF ARTICLE 11 OF
PART III OF THE SAN FRANCISCO MUNICIPAL CODE .

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of Part III of the San Francisco Municipal Code is hereby amended
by amending Section 6.7-2, to read as follows:

SEC. 6.7-2. REPORTING AND REMITTING THIRD-PARTY TAXES. (a) All amounts
of utility users taxes required to be collected by Part III of the Municipal Code are due and
payable to the Tax Collector for each month on or before the last day of the month
immediately following each respective monthly period. All amounts of stadium operator
admission taxes required to be collected by Part III of the Municipal Code are due and
payable to the Tax Collector within five days after the event, subject to the provisions of
Section 804 of Article 11 of Part III of the Municipal Code. All amounts of all other third-party
taxes required to be collected by Part III of the Municipal Code are due and payable to the
Tax Collector for each calendar quarter on or before the last day of the month immediately
following each respective quarterly period.

(b) On or before the last day of the month immediately following each respective
period, every operator except the stadium operator shall file a return for the preceding period

1 with the Tax Collector, on such forms as the Tax Collector may prescribe. Stadium Operators
2 shall file a return within the time periods set forth in Section 804 of Article 11 of Part III of the
3 San Francisco Municipal Code.

4 (c) Returns shall show the amount of tax required to be collected for the related
5 period and such other information as the Tax Collector requires. The Tax Collector may
6 require returns to show the total number of transactions upon which tax was required to be
7 collected and the amount of tax due on each such transaction. The operator shall transmit the
8 return, together with remittance of the amount of tax due, to the Tax Collector, at the Tax
9 Collector's office, on or before the date provided in this Section. Returns and remittances are
10 due immediately upon cessation of business for any reason.

11 (d) When a return is filed without full remittance of the amount reported to be due,
12 the amount remaining unpaid, together with any nonpayment penalties, are immediately due
13 and payable and may be collected by the Tax Collector forthwith.

14
15 APPROVED AS TO FORM:

16 LOUISE H. RENNE, City Attorney

17
18
19 By:

George Putris
GEORGE W. PUTRIS
Deputy City Attorney



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 990301

Date Passed:

Ordinance amending Municipal Code, Part III, Article 6 (Revenue and Finance/Business Regulations), by amending Section 6.4-2, providing that all amounts of stadium operator admission taxes are generally due and payable to the tax collector within five days after the taxable event, and requiring stadium operators to file returns within the time limits set forth in Section 304 of Article 11 of Part III of the San Francisco Municipal Code.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

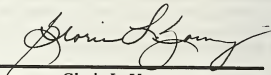
Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Brown

April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee
Absent: 3 - Bierman, Newsom, Teng

File No. 990301

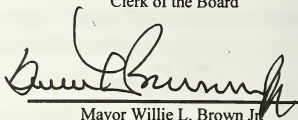
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990302

ORDINANCE NO. 92-99

[Facilitation of Refunds]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE BUSINESS REGULATIONS) BY AMENDING SECTION 6.15-1
THERETO, PERMITTING THE TAX COLLECTOR TO WAIVE THE REQUIREMENT THAT A
TAXPAYER FILE A VERIFIED CLAIM IN WRITING STATING THE GROUNDS UPON
WHICH A CLAIM FOR REFUND IS FOUNDED WHERE THE TAX COLLECTOR
DETERMINES THAT (I) AN AMOUNT OF TAX, INTEREST OR PENALTY HAS BEEN
OVERPAID, OR HAS BEEN ERRONEOUSLY COLLECTED BY SAN FRANCISCO UNDER
PART III OF THE MUNICIPAL CODE, AND (II) ALL OTHER CONDITIONS PRECEDENT TO
THE PAYMENT OF THE REFUND HAVE BEEN SATISFIED.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of Part III of the San Francisco Municipal Code is hereby amended
by amending Section 6.15-1, to read as follows:

SEC. 6.15-1. REFUNDS. (a) Except as otherwise provided in subdivision (c) below,
((W)) whenever the amount of any tax, interest or penalty has been overpaid or paid more
than once, or has been erroneously or illegally collected or received by the City and County
under Part III of the Municipal Code, that amount may be refunded, provided a verified claim
in writing therefor, stating under penalty of perjury the specific grounds upon which the claim
was founded, is filed with the Tax Collector within three years of the day of payment. Any
claim for refund of taxes paid based on a violation of the United States or California
Constitutions or a violation of a United States or California statute must be made within 90
days of the payment of the taxes for which the refund is claimed and must state the grounds
on which the claim is based.

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BOARD OF SUPERVISORS

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1 (b) The claim shall be on a form furnished by the Tax Collector. A refund claim may
2 only be signed by the taxpayer or other person determined to be liable for the tax or said
3 person's guardian or conservator. No other agent, including the taxpayer's attorney, may sign
4 a refund claim. Class claims for refunds shall not be permitted. If the claim is approved by the
5 department which collected said tax and by the Controller, the excess amount collected or
6 paid may be refunded or may be credited on any amount due and payable, from the person
7 from whom it was collected or by whom paid and the balance may be refunded to such
8 person, his administrator or executors.

9 (c) The Tax Collector, in his or her discretion and upon good cause shown, may
10 waive the requirement set forth in subdivision (a) above that a taxpayer file a verified claim in
11 writing stating under penalty of perjury the specific grounds upon which a claim for refund is
12 founded in any case in which the Tax Collector can and does determine on the basis of other
13 evidence presented to him or her that (i) an amount of tax, interest or penalty has been
14 overpaid or paid more than once, or has been erroneously or illegally collected or received by
15 the City and County under Part III of the Municipal Code, and (ii) all other conditions
16 precedent to the payment of a refund to the taxpayer have been satisfied.

17
18 APPROVED AS TO FORM:

19 LOUISE H. RENNE, City Attorney

20
21
22 By:


23 GEORGE W. PUTRIS
24 Deputy City Attorney
25

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990302

Date Passed:

Ordinance amending Municipal Code, Part III, Article 6 (Revenue and Finance/Business Regulations), by amending Section 6.15-1, permitting the Tax Collector to waive the requirement that a taxpayer file a verified claim in writing stating the grounds upon which a claim for refund is founded where the Tax Collector determines that (1) an amount of tax, interest or penalty has been overpaid, or has been erroneously collected by San Francisco under Part III of the Municipal Code, and (2) all other conditions precedent to the payment of the refund have been satisfied.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

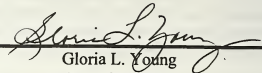
Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee
Absent: 1 - Brown

April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee
Absent: 3 - Bierman, Newsom, Teng

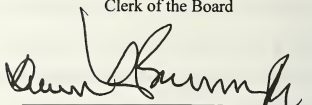
File No. 990302

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved


Mayor Willie L. Brown Jr.

FILE NO. 990303

ORDINANCE NO. 93-99

[Penalty for Failure to Pay Tax]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 6.17-1
THERETO, IMPOSING A MONTHLY PENALTY OF FIVE PERCENT (5%) OF THE AMOUNT
OF A DELINQUENT TAX (UP TO A MAXIMUM OF TWENTY PERCENT (20%)), AND
IMPOSING AN ADDITIONAL PENALTY OF TWENTY PERCENT (20%) OF THE PORTION
OF ANY SUCH TAX THAT REMAINS UNPAID AFTER THE 90-DAY PERIOD
COMMENCING UPON THE DATE THE TAXPAYER IS NOTIFIED OF SUCH
DELINQUENCY.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of Part III of the San Francisco Municipal Code is hereby amended
by amending Section 6.17-1 to read as follows:

Sec. 6.17-1. PENALTIES AND INTEREST FOR FAILURE TO PAY. Any person who
fails to pay any tax to the City and County of San Francisco, or any amount of tax required to
be collected and paid to the City and County, ((within 10 days)) from the date such tax
becomes delinquent under Section 6.9-1 ((after said tax becomes due and payable)) shall
pay a penalty of ((20)) five percent of the tax or amount of the tax, in addition to the tax or
amount of tax, if the failure is for not more than one month, with an additional 5 percent for
each month or fraction of a month during which such failure continues, up to 20% in the
aggregate, plus interest at the rate of one percent per month, or fraction of a month, from the
date ((on which the tax or the amount of tax required to be collected became due and
payable pursuant to)) such tax or the amount of such tax becomes delinquent under Section
6.9-1 until the date of payment. Any taxes remaining unpaid for a period of 90 days or more

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BOARD OF SUPERVISORS

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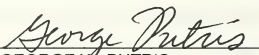
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1 after notification that the tax is delinquent shall be subject to an additional penalty of 20
2 percent of the tax or amount of the tax. ((The foregoing penalties may be imposed without the
3 issuance of a deficiency notice.)) If the failure to pay any tax is due to fraud or an intent to
4 evade Part III of the Municipal Code or the Tax Collector's rules and regulations, an additional
5 penalty in the amount of 50 percent of the amount due, exclusive of any other penalties and
6 interest, shall be added thereto. A taxpayer or other person against whom a fraudulent failure
7 to pay penalty is asserted is entitled to a notice of such determination to be issued in
8 accordance with the provisions of Section 6.11-1 et seq. and to the appeal rights set forth in
9 Sections 6.13-1 et seq. and 6.14-1 et seq.

10
11 APPROVED AS TO FORM:

12 LOUISE H. RENNE, City Attorney

13
14
15 By:


16 GEORGE W. PUTRIS
17 Deputy City Attorney
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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990303

Date Passed:

Ordinance amending Municipal Code, Part III, Article 6 (Revenue and Finance/Business Regulations), by amending Section 6.17-1, imposing a monthly penalty of five percent (5%) of the amount of a delinquent tax (up to a maximum of twenty percent (20%)) and imposing an additional penalty of twenty percent (20%) of the portion of any such tax that remains unpaid after the 90-day period commencing upon the date the taxpayer is notified of such delinquency.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

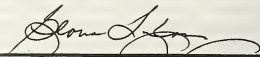
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990303

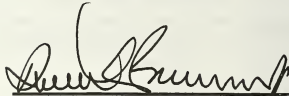
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Yeung
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990304

ORDINANCE NO. 94-99

[Negligence Penalties]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 6.17-3
THERETO, IMPOSING A PENALTY EQUAL TO THE ANNUAL FEE FOR OBTAINING A
REGISTRATION CERTIFICATE SET FORTH IN SECTION 1007(A) OF ARTICLE 12-B OF
PART III OF THE SAN FRANCISCO MUNICIPAL CODE UPON ANY PERSON WHO FAILS
TO PROPERLY REGISTER, OR FAILS TO COMPLY WITH A RULE OR REGULATION OF
THE TAX COLLECTOR; IMPOSING A PENALTY IN THE AMOUNT OF \$100 ON PERSONS
~~WHO OTHERWISE WOULD NOT HAVE OWED A TAX~~ FOR EACH OCCURRENCE OF A
FAILURE TO FILE A RETURN REQUIRED UNDER PART III OF THE MUNICIPAL CODE
ON OR BEFORE THE DATE PRESCRIBED FOR FILING; AND IMPOSING A PENALTY OF
\$500 FOR EACH A FAILURE TO ALLOW A FULL INSPECTION OF RECORDS PURSUANT
TO A REQUEST OF THE TAX COLLECTOR.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of Part III of the San Francisco Municipal Code is hereby amended
by amending Section 6.17-3, to read as follows:

**SEC. 6.17-3. NEGLIGENCE PENALTIES FOR FAILURE TO REGISTER,
MISSTATEMENTS IN REGISTRATION, FAILURE TO TIMELY UPDATE REGISTRATION,
((AND)) FAILURE TO ALLOW INSPECTION OF RECORDS UPON REQUEST, AND
FAILURE TO FILE A RETURN.** (a) Any person who fails to register, fails to update a
registration within seven days of a material change or whose registration contains a material
misstatement, ((falls to allow a full inspection of records,)) or fails to comply with a rule or
regulation promulgated by the Tax Collector relevant to the provisions of Part III of the

SUPERVISOR KAUFMAN, NEWSOM
BOARD OF SUPERVISORS

MAY 20 1999
SAN FRANCISCO

1 Municipal Code within the prescribed time limits shall pay, in addition to any other liability that
2 may be imposed under the provisions of this Article, a penalty in an ((the)) amount equal to
3 the penalized taxpayer's annual fee for obtaining a registration certificate as set forth in
4 Section 1007(b) of Part III of the San Francisco Municipal Code. ((of \$20 a day, up to
5 \$500. The minimum penalty under this provision shall be \$100, and shall be in addition to
6 any other liability that may be imposed under the provisions of this Article))

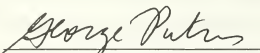
7 (b) Any person who fails to file a return or returns required under Part III of the
8 Municipal Code on or before the date prescribed for filing ((, but who would have owed no tax
9 had such return been timely filed,)) shall pay a penalty in the amount of ((\$20 a day)) \$100 for
10 each ((day the return is overdue, up to a total of \$500)) such failure. The ((minimum)) penalty
11 under this provision shall be ((\$100, and shall be)) in addition to any other liability that may be
12 imposed under the provisions of this Article.

13 (c) Any person who fails to allow a full inspection of records pursuant to a request
14 promulgated by the Tax Collector pursuant to the provisions of Part III of the Municipal Code
15 within the time prescribed by the Tax Collector shall pay, in addition to any other liability that
16 may be imposed under the provisions of this Article, a penalty in the amount of \$500 for each
17 such failure.

18
19
20 APPROVED AS TO FORM:

21 LOUISE H. RENNE, City Attorney

22
23
24 By:


25 GEORGE W. PUTRIS
Deputy City Attorney

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS



City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990304

Date Passed:

Ordinance amending Municipal Code, Part III, Article 6 (Revenue and Finance/Business Regulations), by amending Section 6.17-3, imposing a penalty equal to the annual fee for obtaining a registration certificate set forth in Section 1007(A) of Article 12-B of Part III of the San Francisco Municipal Code upon any person who fails to properly register, or fails to comply with a rule or regulation of the Tax Collector; imposing a penalty in the amount of \$100 on persons for each occurrence of a failure to file a return required under Part III of the Municipal Code on or before the date prescribed for filing; and imposing a penalty of \$500 for each a failure to allow a full inspection of records pursuant to a request of the Tax Collector.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

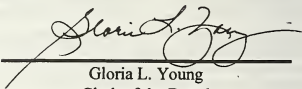
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990304

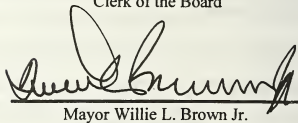
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

[Other Negligence Penalties]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 6.17-2
THERETO, IMPOSING A MONTHLY PENALTY OF FIVE PERCENT (5%) OF THE AMOUNT
OF A UNDERREPORTED TAX (UP TO A MAXIMUM OF TWENTY PERCENT (20%)),
WHERE SUCH UNDERREPORTING IS DUE TO NEGLIGENCE OR INTENTIONAL
DISREGARD OF THE RULES AND REGULATIONS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of the San Francisco Municipal Code is hereby amended by
amending Section 6.17-2, to read as follows:

SEC. 6.17-2. PENALTIES FOR UNDERREPORTING OF TAX. If the Tax Collector
determines that all or part of any tax required to be reported on any return was underreported
and that such underreporting was attributable to negligence or intentional disregard of rules
and regulations, the Tax Collector may impose a penalty upon the taxpayer in the amount of
((20)) 5 percent of the amount of the underreported tax, in addition to the tax or amount of
tax, if the negligence or intentional disregard of rules and regulations is for not more than one
month, with an additional 5 percent for each month or fraction of a month during which such
negligence or intentional disregard of rules and regulations continues, up to 20 percent in the
aggregate. When it is determined by the Tax Collector that all or part of any tax required to
be reported on any return was underreported and such underreporting was attributable to
fraud the Tax Collector may impose a penalty upon the taxpayer in the amount of 50 percent
of the amount of the underreported tax. The taxpayer or other person determined to be liable

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SUPERVISOR KAUFMAN, NEWSOM
BOARD OF SUPERVISORS

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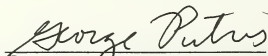
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1 for penalties pursuant to this Section are entitled to a notice of such determination to be
2 issued in accordance with the provisions of Section 6.11-1 et seq. and to the appeal rights set
3 forth in Sections 6.13-1 et seq. and 6.14-1 et seq.
4

5 APPROVED AS TO FORM:

6 LOUISE H. RENNE, City Attorney
7

8
9 By:


10 GEORGE W. PUTRIS
Deputy City Attorney
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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990305

Date Passed:

Ordinance amending Municipal Code, Part III, Article 6 (Revenue and Finance/Business Regulations), by amending Section 6.17-2, imposing a monthly penalty of five percent (5%) of the amount of a underreported tax (up to a maximum of twenty percent (20%))0, where such underreporting is due to negligence or intentional disregard of the rules and regulations.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990305

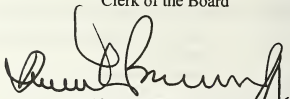
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

[Definition of Builder/Developer]

AMENDING ARTICLE 12-B OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE (REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 1002.15(A)(3), PROVIDING THAT A PERSON SHALL BE DEEMED TO BE ENGAGED IN THE BUSINESS OF DEVELOPING AND SELLING REAL PROPERTY IF SUCH PERSON CONSTRUCTS AN APARTMENT HOUSE OR COMMERCIAL BUILDING.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 12-B of Part III of the San Francisco Municipal Code is hereby amended by amending Section 1002.15, to read as follows:

SEC. 1002.15. "ENGAGED IN THE BUSINESS OF DEVELOPING AND SELLING REAL PROPERTY." (a) A person shall be deemed to be engaged in the business of developing and selling real property who:

(1) As a subdivider, as that term is defined in Section 66423 of the Government Code, has sold subdivided property within San Francisco pursuant to a permit or authorization from the State Real Estate Commissioner; or

(2) Sells two or more pieces of real property within a calendar year and upon each of which a building was constructed or caused to be constructed by the seller; provided such sales were within three years of the recordation by anyone of a subdivision map respecting the property sold pursuant to the Subdivision Map Act; or

(3) Sells any real property upon which said person has constructed((,)) or caused to be constructed((, or substantially rehabilitated)) an apartment house or commercial building;

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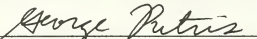
1 provided such sale ((is)) occurs either prior to or within three years after the date ((25 percent
2 or more of the square footage of the building is first occupied by a tenant or tenants after said
3 construction or rehabilitation)) upon which (i) a Certificate of Occupancy or its equivalent
4 respecting such property is issued, or (ii) a paying tenant or tenants first occupy such property
5 or any portion thereof after completion of such construction.
6

7 (b) For the purposes of this Section, the term "gross receipts" shall not include
8 proceeds realized from the sale of property through foreclosure, to an Agency proposing to
9 take the land under eminent domain proceedings, the exercise of a power of sale contained
10 in a deed of trust or mortgage; bankruptcy, assignment for the benefit of creditors or by court
11 order; or the unpaid balance of any encumbrance of record upon the property (i) existing prior
12 to the sale and remaining in existence between the same parties following the sale; (ii) with
13 respect to which a deficiency judgment is prohibited under the provisions of Code of Civil
14 Procedure Section 580(b), whether or not it is extinguished by reason of the sale.
15

16
17 APPROVED AS TO FORM:

18 LOUISE H. RENNE, City Attorney
19

20
21 By:


22 GEORGE W. PUTRIS
23 Deputy City Attorney
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25



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990306

Date Passed:

Ordinance amending Municipal Code, Part III, Article 12-B (Revenue and Finance/Business Regulations), by amending Section 1002.15(A)(3), providing that a person shall be deemed to be engaged in the business of developing and selling real property if such person constructs an apartment house or commercial building.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

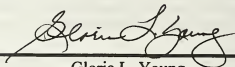
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990306

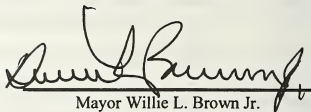
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990307

ORDINANCE NO. 97-99

[Registration Certificate Delinquency Date]

AMENDING ARTICLE 12-B OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 1007(C),
PROVIDING THAT THE RENEWAL FEE FOR THE ANNUAL REGISTRATION
CERTIFICATE SHALL BECOME DELINQUENT IF NOT PAID ON OR BEFORE THE END
OF OCTOBER OF EACH YEAR.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 12-B of Part III of the San Francisco Municipal Code is hereby
amended by amending Section 1007(c), to read as follows:

SEC. 1007. REGISTRATION CERTIFICATE. (a) No person subject to tax under
Articles 12-A or 12-B of Part III of the San Francisco Municipal Code shall engage in business
within the City and County of San Francisco unless said person shall have obtained a current
registration certificate issued by the Tax Collector in accordance with the provisions of this
Section. Failure to obtain a registration certificate shall not absolve any person from payment
of any tax or license imposed by the City and County of San Francisco. Except as provided in
Subsection (b), the annual fee for obtaining a registration certificate, payable in advance,
shall be as follows: Businesses with a computed tax for the most recent year filed of between
\$1 and \$10,000 shall pay \$150, except as provided in Section 1007.2; businesses with a
computed tax for the most recent year filed of between \$10,001 and \$50,000 shall pay \$250,
except as provided in Section 1007.2; and businesses with a computed tax for the most

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SUPERVISOR KAUFMAN, NEWSOM
BOARD OF SUPERVISORS

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1 recent year filed of \$50,001 and above shall pay \$500. In the event that an applicant has not
2 filed his or her most recent tax statement as required by this ordinance, the Tax Collector will
3 determine the amount of registration fee required.

4 (b) Upon commencing any business within the City and County of San Francisco,
5 each person subject to tax shall apply to the Tax Collector, on a form prescribed by the Tax
6 Collector, for a registration certificate; said application shall be accompanied by said person's
7 registration fee based upon estimated business tax liability or payroll expense tax liability for
8 the calendar year in which said person commences a business. A person shall have 15 days
9 after commencing business operations in which to apply for the registration certificate, and to
10 pay the registration fee. Notwithstanding the amount of the annual registration fee set forth in
11 Subdivision (a), for persons who commence business operations after January 1st of any
12 year after 1990, except for those businesses that pay the minimum registration fee of \$25
13 under Section 1007.2, the registration fee will be prorated as follows: For persons
14 commencing business between January 1st and March 31st, the registration fee shall be 100
15 percent of the annual fee; for persons commencing business between April 1st and June
16 30th, the prorated registration fee shall be 75 percent of the annual fee; for persons
17 commencing business between July 1st and September 30th, the prorated registration fee
18 shall be 50 percent of the annual fee; and for persons commencing business between
19 October 1st and December 31st, the prorated registration fee shall be 25 percent of the
20 annual fee.
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25 (c) All persons other than business covered by Subsection (b) annually shall, in the

1 month of October, apply to the Tax Collector, on a form prescribed by the Tax Collector, for
2 renewal of its annual registration certificate; said application shall be accompanied by the full
3 amount of the applicant's annual registration fee for the next succeeding calendar year. The
4 renewal of the annual registration certificate shall become delinquent if not paid on or before
5 the last day of October of each year.

6
7 (d) Promptly after receiving each properly completed application and registration
8 fee, the Tax Collector shall conduct an investigation to determine whether the applicant has
9 paid: (1) all outstanding business taxes, (2) payroll expense taxes, (3) costs and/or charges
10 assessed pursuant to Public Works Code Section 174.2 for failure to abate a nuisance
11 regarding the cleanliness of an abutting public sidewalk or right-of-way, and, (4) other taxes
12 and license fees due to the City and County of San Francisco. If the Tax Collector determines
13 that all liabilities have been paid, the Tax Collector shall issue a registration certificate to the
14 applicant, together with a duplicate registration certificate for each place of business
15 maintained by the applicant and (1) in the case of persons making timely application under
16 Subsection (c), the registration certificate shall be issued not later than November 30th; and
17 (2) in all other cases of timely application, the registration certificate shall be issued within 10
18 days after the Tax Collector receives the application and registration fee. Each registration
19 certificate issued hereunder shall expire on December 31st of the calendar year for which it is
20 issued, and shall be valid only during the period for which it is issued. Such registration
21 certificate shall be nonassignable and nontransferable and shall be surrendered immediately
22 to the Tax Collector upon the cessation of business at the location named or upon its sale or
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1 transfer.

2 (e) If the Tax Collector determines that any liabilities enumerated in Subsection (d)
3 above remain unpaid at the time the application is received, the Tax Collector shall give
4 written notification of that fact to the applicant, and shall set forth the amount owed, the
5 liabilities enumerated in Subsection (d) above for which the amount is owed, the dates
6 incurred and any other information the Tax Collector deems necessary fully to apprise the
7 applicant of what liabilities are owed. A registration certificate shall not be issued unless and
8 until the applicant has paid all taxes, license fees, and costs or charges assessed for failure
9 to abate a nuisance condition on a public right-of-way under Section 174 of the Public Works
10 Code, for which said applicant is liable; provided, however, that if there is a dispute regarding
11 outstanding business, payroll or other unsecured taxes or license fees allegedly owed by the
12 applicant to the City and County that is pending in administrative proceedings before the Tax
13 Collector, then the applicant shall not be denied the issuance of a registration certificate by
14 the Tax Collector due to the dispute while the dispute is pending in such administrative
15 proceedings.
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19 (f) Each annual registration certificate, and each duplicate thereof, shall state the
20 place of business to which it is applicable and shall be prominently displayed therein. Such
21 registration certificate shall set forth the name under which such person transacts or intends
22 to transact business, the location of the registrant's place or places of business and such
23 other information to facilitate the collection of the tax as the Tax Collector may require. The
24 registration shall be signed by the owner if a natural person; in the case of an association or
25

1 partnership, by a member or partner; in the case of a corporation, by a person authorized by
2 the corporation to sign the registration.
3
4

5 APPROVED AS TO FORM:

6 LOUISE H. RENNE, City Attorney
7

8
9 By:

George Putris
10 GEORGE W. PUTRIS
11 Deputy City Attorney
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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990307

Date Passed:

Ordinance amending Municipal Code, Part III, Article 12-B (Revenue and Finance/Business Regulations), by amending Section 1007(C), providing that the renewal fee for the annual registration certificate shall become delinquent if not paid on or before the end of October of each year.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng,
Yaki, Yee

Absent: 1 - Brown

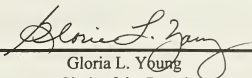
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990307

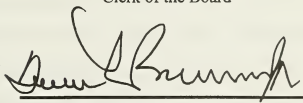
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

1 [Administrative Code Revision]

2 ORDINANCE AMENDING CHAPTER 1 OF PART I OF THE SAN FRANCISCO MUNICIPAL
3 CODE (ADMINISTRATIVE CODE) BY AMENDING SECTION 1.6 (CORPORATE SEAL),
4 SECTION 1.6-1 (OFFICIAL KEY), SECTION 1.29 (VOTING REQUIREMENTS FOR
5 COMMISSIONS) AND SECTION 1.50 (CITY OFFICERS); BY REPEALING SECTION 1.2-1
6 (GENDER NEUTRAL LEGISLATION), SECTION 1.4 FLAGS AT HALF-MAST ON GOOD
7 FRIDAY); SECTIONS 1.6-A AND 1.6-B (CORPORATE SEAL), SECTION 1.6-2 (USE OF
8 OFFICIAL KEY), SECTION 1.8 (PROPAGATION OF GAME BIRDS ON CITY PROPERTY),
9 SECTION 1.17 (USE OF CITY PROPERTY FOR DECORATION), SECTION 1.18
10 (MAINTENANCE OF JUNIPERO SERRA BIRTHPLACE), SECTION 1.21 (TERMINATION OF
11 PROJECT OR PROGRAM AUTHORIZED BY BOARD), SECTION 1.23 (RESPONSE TO
12 BOARD INQUIRIES), SECTION 1.28 (CONTRACTS OF ONE MILLION DOLLARS OR
13 MORE), SECTION 1.32 (CREDIBILITY OF PETITIONS), SECTION 1.37 (LICENSING MUNI
14 TRANSIT SOFTWARE), AND SECTION 1.55 (SPUR TRACKS); BY ADDING A NEW
15 SECTION 1.24, AUTHORIZING THE RISK MANAGER TO APPROVE HOLD HARMLESS
16 AGREEMENTS, AND BY REPEALING SECTIONS 1.24, 1.24-1, 1.25, 1.25-1, 1.25-2, 1.25-3,
17 1.25-4, 1.25-5, 1.25-6, 1.25-7, 1.25-8, 1.26, 1.26-1, 1.31, 1.35, 1.36, 1.38, 1.39, 1.40, 1.41,
18 1.42, 1.43, 1.44, 1.45, 1.46, 1.47, AND 1.48 (AUTHORIZING VARIOUS HOLD HARMLESS
19 AGREEMENTS).

20 Note: Additions or substitutions are underlined;
21 deletions are in ((double parentheses)).

22 Be it ordained by the People of the City and County of San Francisco:

23
24 / / /

25 / / /

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MAY 20 1999

SUPERVISOR KAUFMAN, NEWSOM, BECERRIL
BOARD OF SUPERVISORS

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1 Section 1. Chapter 1 of the San Francisco Administrative Code is hereby amended by
2 repealing Section 1.2-1.

3 **((SEC. 1.2-1. GENDER NEUTRAL LEGISLATION.**

4 It is the intent of the Board of Supervisors that the language of the San Francisco
5 Municipal Code be gender neutral.))

6
7 Section 2. Chapter 1 of the San Francisco Administrative Code is hereby amended by
8 repealing Section 1.4.

9 **((SEC. 1.4. FLAGS AT HALF-MAST ON GOOD FRIDAY.**

10 Flags on all public buildings and lands shall be flown at half-mast on Good Friday.))

11
12 Section 3. Chapter 1 of the San Francisco Administrative Code is hereby amended by
13 amending Section 1.6, to read as follows:

14 **SEC. 1.6. CORPORATE SEAL.**

15 (a) A corporate seal of the City and County is hereby adopted and established as the
16 official seal of the City and County.

17 (b) The official seal is described as follows:

18 A shield supported by a miner on the left and a sailor on the right, with a device of a
19 steamship passing the Golden Gate; at the foot of the supporters, emblems of commerce,
20 navigation and mining; at the crest, a phoenix issuing from flames, below which shall appear a
21 motto consisting of the words "Oro en Paz — Fierro en Guerra" (gold in peace; iron in
22 warfare); and around the margin the words "Seal of the City and County of San Francisco."

23 (c) The Clerk of the Board of Supervisors shall have the custody of the corporate seal.
24
25

1 The use of the corporate seal of the City and County of San Francisco shall be for purposes
2 directly connected with official business of the City and County; and those matters approved
3 by the Board of Supervisors by resolution ((ordinances)).

4 ((d) The Clerk of the Board is empowered to authorize the use of the City seal on items
5 that are offered for sale by the City and County of San Francisco for the purpose of promoting
6 the City and County of San Francisco. Prior to authorizing such use the Clerk shall procure
7 from the Director of Administrative Services a plan describing the items that would bear the
8 City seal. Such plan shall include the criteria used in determining the proposed items and an
9 analysis of the marketability of each item. Only those items bearing the City seal that have
10 been authorized by the Clerk pursuant to this Section may be offered for sale by the City and
11 County of San Francisco. The Clerk of the Board is empowered to authorize the use of the
12 City seal on the face of San Francisco Affinity Credit Cards and San Francisco Affinity Prepaid
13 Phone Cards that are offered for sale in connection with San Francisco Affinity Credit Card
14 and San Francisco Affinity Prepaid Phone Card Programs to be developed by the City.

15 ((e) Every person who maliciously or for commercial purposes, or without the prior
16 approval of the Board of Supervisors, uses or allows to be used any reproduction or facsimile
17 of the Seal of the City and County of San Francisco in any manner whatsoever is guilty of a
18 misdemeanor.

19
20 Section 4. Chapter 1 of the San Francisco Administrative Code is hereby amended by
21 repealing Section 1.6-A.

22 **((SEC. 1.6-A. CORPORATE SEAL — ITEMS OFFERED FOR SALE BY THE CITY AND**
23 **COUNTY.**

24 (a) The Clerk of the Board is empowered to authorize the use of the City seal on items
25 that are offered for sale by the City and County of San Francisco for the purpose of promoting

1 the City and County of San Francisco. Prior to authorizing such use the Clerk shall procure
2 from the Director of Administrative Services a plan describing the items that would bear the
3 City seal. Such plan shall include the criteria used in determining the proposed items and an
4 analysis of the marketability of each item. Only those items bearing the City seal that have
5 been authorized by the Clerk pursuant to this Section may be offered for sale by the City and
6 County of San Francisco.

7 (b) During the first two years after the effective date of this ordinance, the Director of
8 Administrative Services shall quarterly submit in writing to the Board of Supervisors a report
9 detailing uses of the City seal approved by the Clerk of the Board under provisions of this
10 Section.

11 (c) This Section shall expire three years after its effective date.))
12

13 Section 5. Chapter 1 of the San Francisco Administrative Code is hereby amended by
14 repealing Section 1.6-B.

15 **((SEC. 1.6-B. CORPORATE SEAL — USE OF THE SEAL ON OFFICIAL AFFINITY**
16 **CREDIT CARDS AND OFFICIAL PREPAID PHONE CARDS FOR THE CITY AND**
17 **COUNTY.**

18 (a) The Clerk of the Board is empowered to authorize the use of the City seal on the
19 face of San Francisco Affinity Credit Cards and San Francisco Affinity Prepaid Phone Cards
20 that are offered for sale in connection with San Francisco Affinity Credit Card and San
21 Francisco Affinity Prepaid Phone Card Programs to be developed by the City.

22 (b) The Chief Administrative Officer shall quarterly submit in writing to the Board of
23 Supervisors a report detailing uses of the City seal approved by the Clerk of the Board under
24 provisions of this Section.
25

(c) This Section shall expire upon termination of the agreements establishing the San Francisco Prepaid Phone Card Program and the San Francisco Affinity Credit Card Program.))

Section 6. Chapter 1 of the San Francisco Administrative Code is hereby amended by amending Section 1.6-1, to read as follows:

SEC. 1.6-1. OFFICIAL KEY.

The City and County shall have an official key to be known as "The Key To The City of San Francisco." ((The key shall be as follows:

A bit type metal key of simulated old iron finish approximately 9-1/4 inches long by four inches wide at its widest point, by 7/8 of an inch thick with a web provided in the key bow for mounting two medallions thereon. Each medallion shall be approximately 2-1/8 inches in diameter by 1/16 of an inch thick. One medallion shall contain an imprint of the seal of the City and County of San Francisco and the other medallion shall contain an imprint of the salutation: "Presented to," a ribbon for engraving the name of the recipient of the key and the date of presentation, and the signature of the Mayor of the City and County.))

The Mayor of the City and County shall have custody of the official key to the City of San Francisco and shall have sole authority to designate the recipients thereof. In the exercise of said authority the mayor shall be guided by the established rules of protocol or by the performance, in his or her judgment, of significant services to the City and County of San Francisco.

Section 7. Chapter 1 of the San Francisco Administrative Code is hereby amended by repealing Section 1.6-2.

((SEC. 1.6-2. REGULATING USE OF OFFICIAL KEY; PENALTY.

1 It shall be unlawful for any person, firm or corporation to manufacture, sell or offer for
2 sale, or cause to be sold or offered for sale, or to deliver or cause to be delivered to any
3 person any key of the kind or design of the official key to the City or which so resembles the
4 official key to the City as would deceive an ordinary reasonable person into believing that it is
5 the official key to the City, without written authorization of the mayor. Any violation of this -
6 Section shall be punishable upon conviction thereof by a fine of not exceeding \$50 or
7 imprisonment for a period of 30 days in the County Jail or by both fine and imprisonment.))

8
9 Section 8. Chapter 1 of the San Francisco Administrative Code is hereby amended by
10 repealing Section 1.8.

11 **((SEC. 1.8. USE OF CITY PROPERTY FOR PROPAGATION OF GAME BIRDS.**

12 The Sheriff is hereby authorized to permit the use of any City and County property
13 under his or her jurisdiction for the propagation of game birds in cooperation with any program
14 officially initiated or sponsored by the State Fish and Game Commission; provided, that such
15 use shall be permitted only under such terms and conditions as to preclude any expense in
16 connection therewith attaching to the City and County and that the City and County, its
17 officers and employees, shall be free and clear from any liability in connection therewith.

18 As a condition precedent to the use of any portion of such property for such purposes
19 there shall be filed with the Controller an agreement signed by the Sheriff and by the
20 organization or agency to whom such permission is granted. The agreement shall set forth all
21 the terms and conditions upon which such permission is granted by the Sheriff, and shall be
22 approved by the Director of Property.))

23
24 Section 9. Chapter 1 of the San Francisco Administrative Code is hereby amended by
25 repealing Section 1.17.

1 **((SEC. 1.17. USE OF CITY PROPERTY FOR DECORATION PURPOSES.**

2 Any person, association or committee, having charge of any festival, celebration or
3 public affair, may obtain the use of such property belonging to the City and County as may be
4 used to adorn and decorate the public street, places and public buildings, upon making
5 application to the Real Estate Department and getting permission therefor from such
6 department, upon such terms and conditions as such department may impose.

7 The Department shall require that the applicants shall give a bond in the sum of \$500
8 for the safe return of the property used in good condition.))

9
10 Section 10. Chapter 1 of the San Francisco Administrative Code is hereby amended
11 by repealing Section 1.18.

12 **((AGREEMENT FOR MAINTENANCE OF BIRTHPLACE OF FRAY JUNIPERO SERRA.**

13 The Director of Property is hereby authorized and directed, for and on behalf of the City
14 and County, to enter into an agreement with The Society of California Pioneers, a nonprofit
15 corporation, whereby The Society of California Pioneers would assume the obligation of
16 repairing, maintaining, improving and managing the birthplace of Fray Junipero Serra in the
17 village of Petra, Mallorca, Spain, which birthplace is owned by the City and County, such
18 agreement to be terminable by either party upon 90 days' written notice.))

19
20 Section 11. Chapter 1 of the San Francisco Administrative Code is hereby amended
21 by repealing Section 1.21.

22 **((SEC. 1.21. NOTICE OF TERMINATION OF PROJECT OR PROGRAM AUTHORIZED BY**
23 **BOARD OF SUPERVISORS.**

24 Any official, board or commission of the City and County authorized and directed by the
25 Board of Supervisors to undertake a designated project or program initiated, implemented or

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

1 approved by the Board of Supervisors shall, in the event said officer, board or commission
2 determines to terminate or abandon said project or program prior to the completion thereof,
3 notify the Board of Supervisors in writing of said determination at least 30 days prior to the
4 effective date thereof.))

5
6 Section 12. Chapter 1 of the San Francisco Administrative Code is hereby amended
7 by repealing Section 1.23.

8 **((SEC. 1.23. RESPONSE TO INQUIRIES FROM BOARD OF SUPERVISORS.**

9 Any officer, board or commission receiving a written inquiry or a request for information
10 from the Board of Supervisors shall respond thereto, in writing, in a timely fashion in light of
11 the nature and complexity of the inquiry or request for information.))

12
13 Section 13. Chapter 1 of the San Francisco Administrative Code is hereby amended
14 by repealing current Section 1.24.

15 **((SEC. 1.24. HOLD HARMLESS AGREEMENTS WITH THE UNITED STATES OF**
16 **AMERICA, THE DEPARTMENTS OF THE ARMY AND NAVY, THE STATE OF**
17 **CALIFORNIA, AND COUNTIES AND CITIES OF THE STATE OF CALIFORNIA.**

18 The Police Commission is hereby authorized to enter into hold harmless agreements
19 with the United States of America, Departments of the Army and Navy, the State of California
20 and counties and cities of the State of California, for the purpose of furthering the Police
21 Department's recruit and field training programs, and other training programs required by the
22 Police Department.

23 The agreements shall pertain to facilities owned by the United States of America,
24 Departments of the Army and Navy, the State of California, and counties and cities of the
25

1 State of California, to be used by the Police Department in conjunction with its training
2 programs.))

3
4 Section 14. Chapter 1 of the San Francisco Administrative Code is hereby amended
5 by adding a new Section 1.24, to read as follows:

6 **SEC. 1.24. HOLD HARMLESS AGREEMENTS.**

7 The City's Risk Manager is authorized to approve hold harmless agreements between
8 the City and other persons or entities, if the Risk Manager determines that: (1) entering into
9 such an agreement either (a) falls within normal business practices or (b) represents a
10 prudent decision in light of all the circumstances, (2) the cost of the hold harmless provision is
11 reflected in the price of the agreement, and (3) the hold harmless provision is necessary in
12 order for the City to carry out a public purpose. The Risk Manager shall confer with the
13 Controller and the City Attorney as necessary and appropriate in making his or her
14 determinations.

15 The Risk Manager may approve hold harmless agreements by specific transaction or
16 by general category. Any prior authorization for hold harmless agreements granted by the
17 Board of Supervisors, either for specific transactions or for general categories of transactions,
18 shall remain in effect.

19 The Risk Manager shall maintain a record of all hold harmless agreements he or she
20 has approved, and shall submit a copy of that list to the Board of Supervisors, with copies to
21 the Controller and the City Attorney, on a quarterly basis.

22
23 Section 15. Chapter 1 of the San Francisco Administrative Code is hereby amended
24 by repealing Section 1.24-1.

25 **((SEC. 1.24-1. HOLD HARMLESS AGREEMENTS WITH UNITED STATES OF AMERICA.**

1 The Sheriff is hereby authorized to enter into hold harmless agreements with the
2 United States of America for the purpose of obtaining vehicles for use by the Sheriff's
3 Department in conjunction with the exercise of administrative functions. The agreements shall
4 cover vehicles in which the legal ownership only is retained by the United States of America.))
5

6 Section 16. Chapter 1 of the San Francisco Administrative Code is hereby amended
7 by repealing Section 1.25.

8 **((SEC. 1.25. HOLD HARMLESS AGREEMENTS WITH CORPORATIONS, COMPANIES,**
9 **FIRMS OR MILITARY.**

10 (a) The Police Commission is hereby authorized to enter into hold harmless
11 agreements with corporations, companies or firms for the purpose of obtaining vehicles for
12 use by the Police Department in its investigative units. The agreements shall cover vehicles
13 on loan or lease from corporations, companies or firms.

14 (b) The Police Commission is hereby authorized to enter into hold harmless
15 agreements with the various branches of the military services of the United States for the
16 purpose of obtaining vehicles, and drivers for use by the Police Department in its senior escort
17 service.))
18

19 Section 17. Chapter 1 of the San Francisco Administrative Code is hereby amended
20 by repealing Section 1.25-1.

21 **((SEC. 1.25-1. HOLD HARMLESS AGREEMENTS BETWEEN PURCHASER OF**
22 **SUPPLIES AND LESSORS OF MOTOR VEHICLES.**

23 The Purchaser of Supplies is hereby authorized to enter into hold harmless
24 agreements, approved as to form by the City Attorney, with lessors of motor vehicles to the
25

1 City and County in lieu of obtaining insurance coverage against the liability arising out of the
2 maintenance, use or operation of said vehicles and against loss or damage to said vehicles.))
3

4 Section 18. Chapter 1 of the San Francisco Administrative Code is hereby amended
5 by repealing Section 1.25-2.

6 **((SEC. 1.25-2. HOLD HARMLESS AGREEMENTS BETWEEN PURCHASER OF**
7 **SUPPLIES AND AUTOMOBILE DISMANTLERS.**

8 The Purchaser of Supplies is hereby authorized to enter into hold harmless
9 agreements, approved as to form by the City Attorney, with corporations, companies, firms or
10 individuals for the purpose of towing, dismantling, shredding or scrapping abandoned
11 vehicles.))
12

13 Section 19. Chapter 1 of the San Francisco Administrative Code is hereby amended
14 by repealing Section 1.25-3.

15 **((SEC. 1.25-3. HEALTH COMMISSION HOLD HARMLESS AGREEMENTS FOR**
16 **ENDOTRACHEAL INTUBATION TRAINING PROGRAM.**

17 The Health Commission is hereby authorized to enter into hold harmless agreements
18 with hospitals and physicians for the purpose of securing a course of training in endotracheal
19 intubation for employees of the Paramedic Division of the Department of Public Health.))
20

21 Section 20. Chapter 1 of the San Francisco Administrative Code is hereby amended
22 by repealing Section 1.25-4.

23 **((SEC. 1.25-4. HOLD HARMLESS AGREEMENTS BETWEEN CITY AND COUNTY AND**
24 **THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT.**

1 Any lease, permit, contract or other agreement between the City and County of San
2 Francisco and the San Francisco Unified School District containing a hold harmless
3 agreement may be executed as required by law without approval by the Board of Supervisors
4 provided that (1) said lease, permit, contract or other agreement does not require Board-of
5 Supervisors' approval for any other reason than the fact it contains a hold harmless
6 agreement; (2) said lease, permit, contract, or other agreement is approved as to form by the
7 City Attorney; and (3) said lease, permit, contract or other agreement contains the following
8 hold harmless language:

9 City shall hold district and District's officers, agents and employees harmless from, and
10 shall defend them against, any and all claims, direct or vicarious liability, damage or
11 loss arising out of: (a) any injury to or death of any person or damage to or destruction
12 of any property occurring in, on or about the premises, or any part thereof, from any
13 cause whatsoever, or (b) any default by City in the observance or performance of any
14 of the terms, covenants or conditions of this [lease, permit, contract, agreement], or (c)
15 the use, occupancy or condition of the premises or City's activities therein. The
16 foregoing indemnity obligation of City shall exclude only claims, liability, damage or loss
17 which result from the negligence or wilful misconduct of District or District's authorized
18 representatives or those which are not caused by City's actions or inactions. The
19 provisions of this paragraph shall survive the termination of this [lease, permit, contract,
20 agreement] with respect to any damage, destruction, injury or death occurring prior to
21 such termination.))

22
23 Section 21. Chapter 1 of the San Francisco Administrative Code is hereby amended
24 by repealing Section 1.25-5.
25

1 **((SEC. 1.25-5. HOLD HARMLESS AGREEMENTS BETWEEN FIRE DEPARTMENT AND**
2 **OWNERS OF BUILDINGS SCHEDULED FOR DEMOLITION.**

3 The Fire Commission, through the Chief of the Department, is hereby authorized to
4 enter into hold harmless agreements with owners of buildings scheduled for demolition for the
5 purpose of conducting training exercises by the Fire Department's Division of Training; such
6 hold harmless agreements shall indemnify and hold harmless the owner only for liability
7 arising out of the Department's own acts and/or omissions, and shall not indemnify and hold
8 harmless the owner for liability arising out of the owner's acts and/or omissions or for
9 dangerous conditions existing on the property.))

10
11 Section 22. Chapter 1 of the San Francisco Administrative Code is hereby amended
12 by repealing Section 1.25-6.

13 **((SEC. 1.25-6. HOLD HARMLESS AGREEMENTS BETWEEN AIRPORTS COMMISSION**
14 **AND GOVERNMENTAL ENTITIES FOR AIRPORT POLICE TRAINING PURPOSES.**

15 The Airports Commission is hereby authorized to enter into hold harmless agreements,
16 approved as to form by the City Attorney, with governmental entities for Airport Police Bureau
17 training purposes.))

18
19 Section 23. Chapter 1 of the San Francisco Administrative Code is hereby amended
20 by repealing Section 1.25-7.

21 **((SEC. 1.25-7. HOLD HARMLESS AGREEMENTS PERTAINING TO COMPLIANCE WITH**
22 **AMERICANS WITH DISABILITIES ACT.**

23 (a) Any license, permit, contract or other agreement or any amendment thereto
24 respecting the use of those facilities known as the San Francisco Convention Facilities,
25 containing a hold harmless provision pertaining to compliance with the Americans with

1 Disabilities Act of 1990 (42 U.S.C. §12101 et seq.) or with any other federal, State or local law
2 or regulation intended to provide equal accessibility for persons with disabilities, may be
3 executed as required by law without approval by the Board of Supervisors, provided that said
4 license, permit, contract or other agreement or any amendment thereto contains substantially
5 the following hold harmless provisions:

6 Notwithstanding any other provision of this [license-permit-other], the City and
7 County of San Francisco, primarily, and Spectator Management Group and its
8 successors and assigns ("Manager"), secondarily, agree to indemnify and hold
9 harmless the [licensee-permittee-other] from any and all liability, claims, fines, penalties
10 and reasonable attorney's fees arising from any alleged failure of the physical
11 structure, permanent improvements or permanent building access of the San Francisco
12 Convention Facilities or from any temporary modification(s) to the physical structure or
13 permanent building access, which may be necessary due to renovation, construction or
14 repair of the San Francisco Convention Facilities, to comply with the requirements of
15 the Americans with Disabilities Act of 1990 (42 U.S.C. §12101 et seq.) and all other
16 applicable federal, State and local laws and regulations intended to provide equal
17 accessibility for persons with disabilities ("Disabilities Laws"), subject to the limitations
18 below.

19 Neither the City and County of San Francisco nor Manager will indemnify nor
20 hold harmless any [licensee-permittee-other] against, and the [licensee-permittee-
21 other] shall be solely responsible for, any liability, claim, fine, penalty or attorney's fees
22 arising from any failure by [licensee-permittee-other] to comply with any requirement of
23 the Disabilities Laws relating to the non-permanent accessibility requirements of the
24 Act, including but not limited to seating arrangement, auxiliary aids, set-up or
25 organization by any exhibitor, decorator, agent or other representative of the [licensee-

1 permittee-other] of any meeting room, display, exhibit, presentation or concession or
2 for any liability, claim, fine, penalty or attorney's fees other than those arising solely
3 from any failure of the physical structures, permanent facilities or permanent building
4 access of the San Francisco Convention Facilities to comply with the Disabilities Laws;
5 except that [licensee-permittee-other] shall not be responsible for auxiliary facilities
6 provided at [licensee-permittee-other]'s request which the City and County of San
7 Francisco, through its Manager, has agreed in writing to provide for use in the San
8 Francisco Convention Facilities to comply with the Disabilities Laws.

9 [Licensee-Permittee-Other] agrees that it will use reasonable efforts in a timely
10 manner to determine the needs and requirements of disabled persons who may be
11 attending the event and in accordance with the rules and regulations promulgated by
12 Manager, inform the Manager of the results of its efforts and of the accessibility
13 services the [licensee-permittee-other] will provide to accommodate such disabled
14 attendee(s) in compliance with the requirements of the Disabilities Laws.

15 (b) Any modification to the hold harmless provision approved as set forth in this
16 Section, which may hereafter be negotiated between the Manager and [licensee-permittee-
17 other], shall require the written approval of the Director of Administrative Services and of the
18 City Attorney. Any [license-permit-other] entered into and any obligation incurred contrary to
19 the provisions of this Section shall be void and any claim or demand against the City and
20 County of San Francisco based thereon shall be invalid.))

21
22 Section 24. Chapter 1 of the San Francisco Administrative Code is hereby amended
23 by repealing Section 1.25-8.

24 **((SEC. 1.25-8. HOLD HARMLESS AGREEMENTS BETWEEN CERTAIN CITY**
25 **DEPARTMENTS AND CONSULTANTS/CONTRACTORS IN EMERGENCIES.**

1 The Directors of the Department of Public works, Airport Commission, Port
2 Commission, and Department of Building Inspection, and the General Manager of the Public
3 Utilities Commission are hereby authorized to enter into agreements, in an actual emergency
4 as defined in San Francisco Administrative Code Section 6.30 involving immediate danger to
5 the public health, safety and welfare, to retain consultants and contractors to provide the City
6 with necessary architectural/engineering and construction services, which agreements may
7 contain an indemnification provision indemnifying the consultants and contractors from claims
8 or other losses, except those caused by or resulting from the gross negligence or intentional
9 acts or omissions of the consultants, the contractors, their officers, agents or employees.))

10
11 Section 25. Chapter 1 of the San Francisco Administrative Code is hereby amended
12 by repealing Section 1.26.

13 **((SEC. 1.26. HOLD HARMLESS AGREEMENT WITH INTERNATIONAL ASSOCIATION OF**
14 **BOMB TECHNICIANS AND INVESTIGATORS.**

15 The Police Commission is hereby authorized to enter into a hold harmless agreement
16 with the International Association of Bomb Technicians and Investigators for the purpose of
17 obtaining a remote controlled bomb disposal device on an indefinite loan.))

18
19 Section 26. Chapter 1 of the San Francisco Administrative Code is hereby amended
20 by repealing Section 1.26-1.

21 **((SEC. 1.26-1. POLICE COMMISSION HOLD HARMLESS AGREEMENTS FOR USE OF**
22 **THE AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM.**

23 The Police Commission is hereby authorized to enter into agreements, including hold
24 harmless agreements, with the State of California and counties and cities thereof for the
25 purpose of providing for the use of Automated Fingerprint Identification Systems owned by the

1 City and County of San Francisco or by the State of California or other cities or counties of the
2 State of California.))

3
4 Section 27. Chapter 1 of the San Francisco Administrative Code is hereby amended
5 by repealing Section 1.28.

6 **((SEC. 1.28. CONTRACTS INVOLVING ONE MILLION DOLLARS OR MORE.**

7 Notwithstanding any other provisions of this code, of the San Francisco Municipal
8 Code, or of any other ordinance, no contract involving or totaling \$1,000,000 or more, in which
9 the monies have not previously been appropriated by the Board of Supervisors, shall be
10 entered into by any department, commission or agency of the City and County of San
11 Francisco, unless said contract is first approved by the Board of Supervisors.))

12
13 Section 28. Chapter 1 of the San Francisco Administrative Code is hereby amended
14 by amending Section 1.29, to read as follows:

15 **SEC. 1.29. VOTING REQUIREMENTS FOR MEMBERS OF COMMISSIONS,**
16 **COMMITTEES AND OTHER BODIES CREATED BY LEGISLATIVE ACTION.**

17 Each member of a commission, committee, task force, council, or other body created
18 by legislative action who is present at a meeting of such body when a question is put to a vote
19 shall vote "yes" or "no" on the question, unless the member is excused from voting by a
20 motion adopted by a majority of the members present or unless voting on the question would
21 constitute a violation of applicable provisions of city or State law pertaining to conflict of
22 interest. ((Every commission, committee, task force, council, or other body created by
23 legislative action shall adopt a rule requiring that each member present at a meeting of such
24 commission, committee, task force, council or other body when a question is put shall vote for
25 or against it, unless he or she is excused from voting by a motion adopted by a majority of the

1 members present, or unless voting on the question would constitute a violation of applicable
2 provisions of city or State law pertaining to conflict of interest.))

3
4 Section 29. Chapter 1 of the San Francisco Administrative Code is hereby amended
5 by repealing Section 1.31.

6 **((SEC. 1.31. HOLD HARMLESS AGREEMENTS BETWEEN THE MAYOR'S COUNCIL ON**
7 **PHYSICAL FITNESS AND SPORTS AND ITS DONORS AND SERVICE PROVIDERS.**

8 The Mayor's Council on Physical Fitness and Sports is hereby authorized to enter into
9 hold harmless agreements with its donors and service providers of aerobic and other exercise
10 classes for the purpose of protecting such donors and service providers from any liability
11 connected with the use of their products or services.))

12
13 Section 30. Chapter 1 of the San Francisco Administrative Code is hereby amended
14 by repealing Section 1.32.

15 **((SEC. 1.32. CREDIBILITY OF PETITIONS.**

16 All boards and commissions shall, in considering petitions submitted to them, give
17 appropriate weight and consideration to the credibility and probative value of those petitions,
18 including whether steps have been taken to ensure that an accurate account of the subject of
19 the petition has been presented to all persons signing the same.))

20
21 Section 31. Chapter 1 of the San Francisco Administrative Code is hereby amended
22 by repealing Section 1.33.

23 **((SEC. 1.33. HOLD HARMLESS AGREEMENTS BETWEEN THE HEALTH COMMISSION**
24 **AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA.**

1 The Health Commission is hereby authorized to enter into hold harmless agreements
2 with the Regents of the University of California for health-related services, with the exception
3 of those services related to physicians, residents and/or interns.))

4
5 Section 32. Chapter 1 of the San Francisco Administrative Code is hereby amended
6 by repealing Section 1.35.

7 **((SEC. 1.35. HOLD HARMLESS AGREEMENTS BETWEEN THE HEALTH COMMISSION**
8 **AND INSTITUTIONS FOR THE REVIEW OF MEDICAL RECORDS TO IDENTIFY**
9 **REPORTABLE DISEASES OR CONDITIONS.**

10 The Health Commission is hereby authorized to enter into hold harmless agreements
11 with hospitals, medical institutions, clinical laboratories and schools when such institutions
12 agree to allow Department of Public Health employees to review their medical and laboratory
13 records in order to identify diseases or conditions required by law to be reported to the local
14 health officer or the State Department of Health Services. Such hold harmless agreements
15 shall limit the City's liability to injury or damage arising out of the City's negligence.))

16
17 Section 33. Chapter 1 of the San Francisco Administrative Code is hereby amended
18 by repealing Section 1.36.

19 **((SEC. 1.36. HOLD HARMLESS AGREEMENTS BETWEEN THE HEALTH COMMISSION**
20 **AND MEDICAL INSTITUTIONS PROVIDING SPECIALIZED TRAINING.**

21 The Health Commission is hereby authorized to enter into hold harmless agreements
22 with hospitals and other medical institutions when such institutions agree, at the request of the
23 Director of Public Health, to provide specialized training in one or more particular medical
24 procedures to Department of Public Health employees. Such hold harmless agreements shall
25 limit the City's liability to injury or damage arising out of the City's negligence.))

Section 34. Chapter 1 of the San Francisco Administrative Code is hereby amended by repealing Section 1.37.

((SEC. 1.37. LICENSE OF MUNICIPAL RAILWAY TRANSIT SOFTWARE.

The General Manager of the Municipal Railway is hereby authorized to license or enter into agreements to license computer software which the Municipal Railway creates for transit-related purposes and to customize said software for licensees. The monies generated from said licensing shall be deposited in the Municipal Railway Software Fund as specified in Section 10.117-99 of the Administrative Code.))

Section 35. Chapter 1 of the San Francisco Administrative Code is hereby amended by repealing Section 1.38.

((SEC. 1.38. HOLD HARMLESS AGREEMENTS BETWEEN THE HEALTH COMMISSION AND SAN MATEO COUNTY.

The Health Commission is hereby authorized to enter into hold harmless agreements with San Mateo County when entering into contracts for 24-hour skilled nursing facility and day services to mentally impaired clients. The agreement shall be in substantially the form set forth in File No. 97-90-43.))

Section 36. Chapter 1 of the San Francisco Administrative Code is hereby amended by repealing Section 1.39.

((SEC. 1.39. HOLD HARMLESS AGREEMENT BETWEEN THE HEALTH COMMISSION AND THE STATE DEPARTMENT OF HEALTH SERVICES FOR THE MEDICALLY INDIGENT CARE REPORTING SYSTEM TO ADD AN INDEMNIFICATION AGAINST CLAIMS FROM INFRINGEMENT CLAUSE.

1 The Health Commission is hereby authorized to enter into a hold harmless agreement
2 with the State Department of Health Services for the Medically Indigent Care Reporting
3 System to read as follows:

4 "The City and County of San Francisco (CITY) agrees to indemnify and hold harmless,
5 at the CITY'S expense, the State Department of Health Services (DEPARTMENT) for the
6 Medically Indigent Care Reporting System, its officers, agents or employees and their
7 respective successors, heirs, representatives, administrators, and assigns ("indemnities")
8 during the term of the Agreement, from and against any and all responsibilities, suits,
9 judgments, awards, costs, damages, claims, demands, actions, causes of action, expenses or
10 liability of every nature which result or arise from or are in any way connected with or based
11 upon:

12 (1) A claim that any program, process, composition, writing, equipment, appliance or
13 device or any trademark, services mark, logo, idea, combination of ideas or any other
14 tangible, intangible, intellect or intellectual property whatsoever developed, provided or used
15 by the CITY in connection with performance under the Agreement constitutes an infringement
16 of any United States patent, copyright, trademark or trade secret of another.")

17
18 Section 37. Chapter 1 of the San Francisco Administrative Code is hereby amended
19 by repealing Section 1.40.

20 **((SEC. 1.40. HOLD HARMLESS AGREEMENTS BETWEEN THE PUBLIC UTILITIES**
21 **COMMISSION AND TRANSPORTATION AGENCIES.**

22 The Public Utilities Commission is hereby authorized to enter into hold harmless
23 agreements with other transportation agencies when such agencies and the Municipal
24 Railway agree to issue passes for use on both the Municipal Railway and other transit
25

1 systems. Such agreements shall not hold any other transportation agency harmless for its
2 sole negligence.))

3
4 Section 38. Chapter 1 of the San Francisco Administrative Code is hereby amended
5 by repealing Section 1.41.

6 **((SEC. 1.41. HOLD HARMLESS AGREEMENTS BETWEEN THE DEPARTMENT OF**
7 **PARKING AND TRAFFIC AND GOVERNMENTAL ENTITIES FOR RECEIPT OF**
8 **TRANSPORTATION GRANT FUNDS.**

9 The Department of Parking and Traffic is hereby authorized to enter into hold harmless
10 agreements, approved as to form by the City Attorney, with state and federal governmental
11 entities for the purpose of obtaining transportation grant funds from such entities to pay the
12 costs of transportation improvements within the City and County. Any hold harmless
13 agreements which are unusual or significantly different from the standard provision, as
14 determined by the City Attorney, would be separately approved by the Board of Supervisors.))

15
16 Section 39. Chapter 1 of the San Francisco Administrative Code is hereby amended
17 by repealing Section 1.42.

18 **((SEC. 1.42. HOLD HARMLESS AGREEMENTS BETWEEN THE HEALTH COMMISSION**
19 **AND ALAMEDA COUNTY.**

20 The Health Commission is hereby authorized to enter into hold harmless agreements
21 with Alameda County when entering into contracts for skilled nursing facility inpatient services
22 to mentally ill adult residents of the City and County of San Francisco who have organic brain
23 syndrome. The hold harmless agreement shall be in substantially the form set forth in File No.
24 97-94-9.))

1 Section 40. Chapter 1 of the San Francisco Administrative Code is hereby amended
2 by repealing Section 1.43.

3 **((SEC. 1.43. HOLD HARMLESS AGREEMENTS BETWEEN THE JUVENILE PROBATION**
4 **DEPARTMENT AND COMMUNITY SERVICE AGENCIES SUPERVISING YOUTH**
5 **PERFORMING COMMUNITY SERVICE UNDER AN ORDER OF JUVENILE COURT OR**
6 **UNDER SUPERVISION OF THE JUVENILE PROBATION DEPARTMENT.**

7 The Juvenile Probation Commission, through the Chief Juvenile Probation Officer, is
8 hereby authorized to enter into agreements with community service agencies that supervise
9 and work with youth performing community service, as required by the San Francisco Juvenile
10 Court or the San Francisco Juvenile Probation Department, whereby the City and County of
11 San Francisco agrees to defend and indemnify such agencies from any liability arising out of
12 the performance by such youth of court-ordered or probation-ordered community services
13 supervised by such community agencies.))
14

15 Section 41. Chapter 1 of the San Francisco Administrative Code is hereby amended
16 by repealing Section 1.44.

17 **((SEC. 1.44. HOLD HARMLESS AGREEMENTS BETWEEN THE PUBLIC UTILITIES**
18 **COMMISSION AND VENDORS OF USED TRANSIT VEHICLES.**

19 The Public Utilities Commission, to be succeeded by the Public Transportation
20 Commission when such Commission is established, is hereby authorized to enter into hold
21 harmless agreements with any transportation agency or vendor of used transit vehicles for the
22 purpose of purchasing such used transit vehicles.))
23

24 Section 42. Chapter 1 of the San Francisco Administrative Code is hereby amended
25 by repealing Section 1.45.

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

1 **((SEC. 1.45. HOLD HARMLESS AGREEMENTS BETWEEN THE DEPARTMENT OF**
2 **SOCIAL SERVICES AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA FOR**
3 **PROVIDING SERVICES UNDER AGREEMENTS WITH THE DEPARTMENT OF SOCIAL**
4 **SERVICES.**

5 The Department of Social Services is hereby authorized to enter into hold harmless
6 agreements with the Regents of the University of California for providing services under
7 agreements with the Department of Social Services.))

8
9 Section 43. Chapter 1 of the San Francisco Administrative Code is hereby amended
10 by repealing Section 1.46.

11 **((SEC. 1.46. HOLD HARMLESS AGREEMENTS BETWEEN THE SOCIAL SERVICES**
12 **COMMISSION AND COMMUNITY EVENTS.**

13 The Social Services Commission is hereby authorized to enter into hold harmless
14 agreements with the organizers or sponsors of, or other persons involved with, community
15 fairs or other community events, for the purpose of allowing representatives, including
16 employees, agents and volunteers, of the Department of Social Services to set up booths or
17 tables to distribute information and to recruit potential foster care and adoptive families.))

18
19 Section 44. Chapter 1 of the San Francisco Administrative Code is hereby amended
20 by repealing Section 1.47.

21 **((SEC. 1.47. HOLD HARMLESS AGREEMENTS BETWEEN THE HEALTH COMMISSION**
22 **AND MAXIMUS, INC.**

23 The Health Commission is hereby authorized to execute hold harmless agreements
24 with MAXIMUS, Inc., a contractor with the federal Social Security Administration, to provide
25 substance abuse treatment referral, case management and monitoring services to residents

of San Francisco. The hold harmless agreements shall include an indemnification in which the City agrees to indemnify and hold MAXIMUS harmless for any liability caused by the City's acts or omissions with respect to its performance under the agreements.))

Section 45. Chapter 1 of the San Francisco Administrative Code is hereby amended by repealing Section 1.49.

((SEC. 1.49. HOLD HARMLESS AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION.

The Director of the Department of Public Works, the Parking and Traffic Commission, the Public Utilities Commission, the Port Commission, the Airport Commission and the Public Transportation Commission are hereby authorized to enter into hold harmless agreements with the California Department of Transportation for the purpose of obtaining encroachment permits from the State for the construction of City- owned projects.))

Section 46. Chapter 1 of the San Francisco Administrative Code is hereby amended by amending Section 1.50, to read as follows:

SEC. 1.50. OFFICERS OF THE CITY AND COUNTY.

The officers of the City and County shall be the officers elected by vote of the people, members of the Board of Education, members of boards and commissions appointed by the Mayor, ((members of the Juvenile Probation and Adult Probation Boards or Committees,)) members of the Building Inspection Commission, members of the Ethics Commission, members of the Youth Commission, members of the Board of Law Library Trustees, the Superintendent of Schools, ((the Clerk of the Municipal Court, the Secretary and Jury Commissioner of the Superior Court,)) the executive appointed as the chief executive officer under each board or commission, the Controller, the City Administrator, the head of each

1 department under the Mayor, and such other officers as may hereafter be provided by law or
2 so designated by ordinance.

3
4 Section 47. Chapter 1 of the San Francisco Administrative Code is hereby amended
5 by repealing Section 1.55.

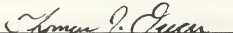
6 **((SEC. 1.55. SPUR TRACKS.**

7 The Board of Supervisors shall refer all requests for spur track permits to the Director
8 of Public Works who shall grant such permits in all cases where the spur track is to be located
9 within a heavy industrial zone, as classified by the City Planning Commission, provided that
10 such spur track shall be constructed and operated as not to establish an unreasonable
11 interference with the public use of the streets affected. The Board of Supervisors shall refer all
12 other requests for spur track permits to the Director of Public Works for report thereon, which
13 shall be submitted by him within 10 days after such reference, and shall not grant permission
14 to lay any spur track until a report thereon shall have been received from said Director, to the
15 effect that such construction and operation will not create an unreasonable interference with
16 the public use of the streets affected.))

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18
19 APPROVED AS TO FORM:

20 LOUISE H. RENNE, City Attorney

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22
23 By:


THOMAS J. OWEN
Deputy City Attorney

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25
SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990407

Date Passed:

Ordinance amending Administrative Code Section 1.6 (corporate seal), Section 1.6-1 (official key), Section 1.29 (voting requirements for commissions) and Section 1.50 (city officers); by repealing Section 1.2-1 (gender neutral legislation), Section 1.4 (Flags at half-mast on Good Friday); Sections 1.6-A and 1.6-B (corporate seal), Section 1.6-2 (use of official key), Section 1.8 (propagation of game birds on City property), Section 1.17 (use of City property for decoration), Section 1.18 (maintenance of Junipero Serra birthplace), Section 1.21 (termination of project or program authorized by Board), Section 1.23 (response to Board inquiries), Section 1.28 (contracts of one million dollars or more), Section 1.32 (credibility of petitions), Section 1.37 (licensing Muni transit software), and Section 1.55 (spur tracks); by adding a new Section 1.24, authorizing the Risk Manager to approve hold harmless agreements, and by repealing Sections 1.24, 1.24.1, 1.25, 1.25-1, 1.25-2, 1.25-3, 1.25-4, 1.25-5, 1.25-6, 1.25-7, 1.25-8, 1.26, 1.26-1, 1.31, 1.35, 1.36, 1.38, 1.39, 1.40, 1.41, 1.42, 1.43, 1.44, 1.45, 1.46, 1.47 and 1.48 (authorizing various hold harmless agreements).

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

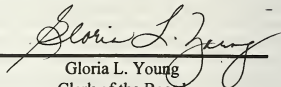
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990407

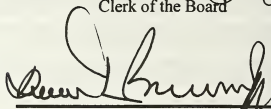
I hereby certify that the foregoing Ordinance
was FINALLY PASSED on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

[Application of Partial Payments]

AMENDING ARTICLE 6 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE
(REVENUE AND FINANCE/BUSINESS REGULATIONS) BY AMENDING SECTION 6.9-7
THERETO, PROVIDING THAT PARTIAL PAYMENTS SHALL BE APPLIED FIRST TO
INTEREST, PENALTIES AND COSTS FOR THAT YEAR, AND THE BALANCE, IF ANY,
SHALL BE APPLIED TO TAXES DUE FOR THAT YEAR.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 6 of Part III of the San Francisco Municipal Code is hereby amended
by amending Section 6.9-7, to read as follows:

SEC. 6.9-7. PARTIAL PAYMENTS. Where a taxpayer owes payments for prior years,
the Tax Collector may accept partial payments. The difference between the amount paid by
the taxpayer and the total amount due shall be treated as a delinquent tax and shall be
subject to failure to pay penalties on the unpaid balance pursuant to Section 6.17-1.

Unless the taxpayer specifies otherwise, the partial payments shall be applied to the
oldest year's deficiency, first to ((penalties,)) interest, penalties and costs for that year, and
the balance, if any, shall be applied to the taxes due for that year. Any remaining portion of
the payment shall then be applied to the next oldest year's deficiency in the same manner
and order.

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DOCUMENTS DEPT.

MAY 20 1999

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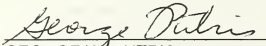
SUPERVISOR, KAUFMAN, NEWSOM
BOARD OF SUPERVISORS

1 The taxpayer may specify that the partial payment be applied to a tax year other than
2 the oldest, but the order of payment between ((penalties,)) interest, penalties, costs, and
3 taxes due shall remain the same.
4

5 APPROVED AS TO FORM:

6 LOUISE H. RENNE, City Attorney
7

8
9 By:


10 GEORGE W. PUTRIS
11 Deputy City Attorney
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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 990408

Date Passed:

Ordinance amending San Francisco Municipal Code, Part III, by amending Section 6.9-7 providing that partial payments shall be applied first to interest, penalties and costs for that year, and the balance, if any, shall be applied to taxes due for that year.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Brown

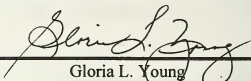
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

File No. 990408

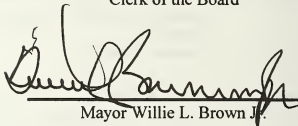
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.



Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved



Mayor Willie L. Brown Jr.

FILE NO. 990480

ORDINANCE NO. 100-99

RO#98087

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF NATALI SHEYNER AGAINST THE CITY
AND COUNTY OF SAN FRANCISCO FOR \$37,000.00.

Be it ordained by the People of the City and County of San Francisco:

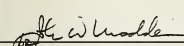
Section 1. The City Attorney is hereby authorized to settle the action entitled "Natali
Sheyner, et al., v. City and County of San Francisco, et al.", San Francisco Superior Court No.
990-053 by the payment of \$37,000.00.

APPROVED AS TO FORM AND
RECOMMENDED:

LOUISE H. RENNE
City Attorney


PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:


EDWARD HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352110 05311 \$37,000.00

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MAY 20 1999

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City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 990480

Date Passed:

Ordinance authorizing settlement of litigation of Natali Sheyner against the City and County of San Francisco by payment of \$37,000.

April 12, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 9 - Ammiano, Becerril, Bierman, Katz, Kaufman, Leno, Newsom, Yaki, Yee

Absent: 2 - Brown, Teng

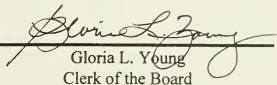
April 19, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 8 - Ammiano, Becerril, Brown, Katz, Kaufman, Leno, Yaki, Yee

Absent: 3 - Bierman, Newsom, Teng

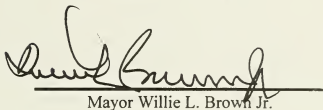
File No. 990480

I hereby certify that the foregoing Ordinance
was FINALLY PASSED on April 19, 1999 by
the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved


Mayor Willie L. Brown Jr.

